

EXHIBIT A

**APPENDIX 8-1
PLAINTIFFS' WITNESS LISTS**

APPENDIX 8-1 – PLAINTIFFS’ WILL-CALL WITNESS LIST

PLAINTIFFS’ WILL-CALL WITNESS LIST***Kraft Foods Global, Inc. et al. v. United Egg Producers, Inc. et al., 1:11-cv-08808***

Plaintiffs expect to call the following lay and expert witnesses for live testimony at trial. Plaintiffs reserve the right to amend the list, including not calling certain witnesses, upon reasonable notice to Defendants.¹ Plaintiffs reserve the right to amend this list to include a records custodian for the Plaintiffs. Should any witness become unavailable, Plaintiffs reserve the right to present designations of the witness’s prior testimony. Plaintiffs reserve the right to call any witness appearing on Defendants’ witness lists.²

Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
Dolph Baker Cal-Maine Foods, Inc. 1052 Highland Colony Parkway, Ste. 200 Ridgeland, MS 39157	Cal- Maine	Mr. Baker is expected to testify regarding the purpose and development of the UEP Certified Program, short term supply adjustment steps taken by UEP members, Cal-Maine’s involvement in the UEP, Cal-Maine’s involvement with USEM and its participation in USEM exports, and what transpired at UEP and USEM meetings.	

¹ Plaintiffs have filed *motions in limine* to exclude certain evidence, including evidence created after December 31, 2008. Plaintiffs’ deposition designations, exhibit list and witness list are subject to the outcome of such motions. Plaintiffs designate testimony and identify exhibits and witnesses about post-2008 events, and the other subjects sought to be excluded in Plaintiffs’ anticipated *motions in limine* only in the event, and to the extent, plaintiffs’ respective motions are denied.

² Defendants reserve the right to object to any witnesses Plaintiffs may further identify, if any.

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Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
Jayson Lusk Purdue University, IN	Expert	Professor Lusk is expected to present expert and rebuttal expert testimony regarding animal welfare science, the Scientific Advisory Committee’s Recommendations for UEP Animal Welfare Guidelines, and the UEP Producer Committee’s Animal Husbandry Guidelines on hen welfare.	Defendants object to any testimony outside the scope of Professor Lusk’s expert report. The same limitations were imposed on Professor Lusk’s testimony by the MDL Court. <i>See</i> MDL Docket, ECF No. 1975 (Sept. 23, 2019 Order) (“Prof. Lusk will be allowed to testify to rebut hybrid or expert testimony of Dr. Armstrong <i>so long as he stays within the confines of information that was included in his rebuttal expert report.</i> ”) (emphasis added).

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Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
Kelly Tobey 1 Kellogg Square, Battle Creek, MI 49017	Kellogg	Ms. Tobey is expected to testify about Kellogg’s purchasing practices during the relevant time period.	
Michael Baye NERA Economic Consulting 1255 23rd St., NW Washington, DC 20037 Department of Business Economics Kelley School of Business Indiana University 1309 East Tenth St. Bloomington, IN 47405-1701	NERA	Dr. Baye is expected to present expert and rebuttal expert testimony regarding the market dynamics for egg and egg prices, including how supply and price are connected, Plaintiffs’ allegations that defendants intended to restrict the supply of eggs, including the means by which they allegedly did so, and, the impact and effect of that alleged agreement on the supply and prices of eggs and egg products.	
Steve Feyman 20491 Black Tree Ln. Estero, FL 33928	(formerly Nestle)	Mr. Feyman is expected to testify about Nestlé’s purchasing practices during the relevant time period and the extent to which Nestlé required UEP certification for egg products it purchased.	

APPENDIX 8-1 – PLAINTIFFS’ MAY-CALL WITNESS LIST

PLAINTIFFS’ MAY-CALL WITNESS LIST***Kraft Foods Global, Inc. et al. v. United Egg Producers, Inc. et al., 1:11-cv-08808***

Plaintiffs may call the following lay witnesses for live testimony at trial. Plaintiffs reserve the right to amend the list, including not calling certain witnesses, upon reasonable notice to Defendants.¹ Plaintiffs reserve the right to amend this list to include a records custodian for the Plaintiffs. Should any witness become unavailable, Plaintiffs reserve the right to present designations of the witness’s prior testimony. Plaintiffs reserve the right to call any witness appearing on Defendants’ witness lists.

Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
Anthony Airoso Weber Hall, Suite 204-A University of the Pacific 3601 Pacific Avenue Stockton, CA 95211	University of the Pacific (formerly Walmart)	Mr. Airoso is expected to testify about Walmart’s purchasing practices, whether Walmart demanded the UEP Certified Program or 100% Rule, how Sparboe Farms became a Walmart supplier and pressure put on Walmart by UEP to refuse to deal with Sparboe.	Defendants object to Plaintiffs’ untimely disclosure on August 21, 2023, of Mr. Airoso as a “may call” witness when Plaintiffs previously identified him as someone whose prior DPP trial testimony would be presented at trial. If Mr. Airoso testifies live, and the Court permits additional depositions in this case, Defendants request the opportunity to depose him.

¹ Plaintiffs have filed *motions in limine* to exclude certain evidence, including evidence created after December 31, 2008. Plaintiffs’ deposition designations, exhibit list and witness list are subject to the outcome of such motions. Plaintiffs designate testimony and identify exhibits and witnesses about post-2008 events, and the other subjects sought to be excluded in Plaintiffs’ *motions in limine* only in the event, and to the extent, the Court denies plaintiffs’ respective motions.

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Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
Binh Tran	Cargill (formerly General Mills)	Mr. Tran is expected to testify about General Mills’s purchasing practices and the extent, if any, to which General Mills knew about the UEP Certified Program.	
James Carlson Brooklyn, NY	HSUS	Mr. Carlson’s expected testimony will be limited to authenticating 2 videos and photographs taken at Rose Acre Farms in 2010.	Defendants object to Mr. Carlson’s testimony as irrelevant and unfairly prejudicial. (ECF No. 161 & 182.)
Scott Manion 929 12th Street Wilmette, IL 60091	Synergy Flavors (formerly Kraft)	Mr. Manion is expected to testify about Kraft’s purchasing practices and Kraft’s attempts to explain the egg market’s price volatility during the relevant time period.	
Tiffany Mercuri 812 Walter Run Waunakee, WI 53597	Clasen Quality Chocolate (formerly General Mills)	Ms. Mercuri is expected to testify about General Mills’s purchasing practices and General Mills’s attempts to explain the egg market’s price volatility during the relevant time period.	

APPENDIX 8-1 – PLAINTIFFS’ WITNESSES BY DESIGNATION

PLAINTIFFS’ WITNESSES BY DESIGNATION***Kraft Foods Global, Inc. et al. v. United Egg Producers, Inc. et al., 1:11-cv-08808***

Plaintiffs intend to introduce prior testimony from the following witnesses at trial. Plaintiffs reserve the right to amend the list, including not introducing certain witness testimony, upon reasonable notice to Defendant.

Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
Anthony Airoso Weber Hall, Suite 204-A University of the Pacific 3601 Pacific Avenue Stockton, CA 95211 (trial transcript designation)	University of the Pacific (formerly Walmart)	Mr. Airoso is expected to testify about Walmart’s purchasing practices, whether Walmart demanded the UEP Certified Program or 100% Rule, how Sparboe Farms became a Walmart supplier and pressure put on Walmart by UEP to refuse to deal with Sparboe.	On June 9, 2023, Plaintiffs identified Mr. Airoso as testifying by designation (his earlier DPP testimony). On the eve of this filing, August 21, 2023, Plaintiffs moved Mr. Airoso to their “may call” list. Defendants UEP, USEM, and Cal-Maine object on the ground that the DPP trial testimony of Mr. Airoso is inadmissible against them.
Al Pope (video designation)	(formerly United Egg Producers)	Mr. Pope is expected to testify regarding the conduct of UEP and its members, what transpired and UEP meetings, and UEP’s communications with its members.	

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Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
Binh Tran (video designation, if unavailable)	Cargill (formerly General Mills)	Mr. Tran is expected to testify about General Mills’s purchasing practices and the extent, if any, to which General Mills knew about the UEP Certified Program.	
Craig Willardson 5220 Avenida De Despacio Yorba Linda, CA 92887 (deposition transcript designation)	Moark, LLC (formerly Land O’ Lakes)	Mr. Willardson is expected to testify regarding Moark’s participation in the UEP Certified Program, its knowledge of the program’s goals and purpose, and its impact on egg prices and supply.	
David Hurd 5800 Acre Lane Apt. 26 West Lafayette, IN 47906 (trial transcript designation)	Rose Acre Farms	Mr. Hurd is expected to testify regarding Rose Acre’s knowledge of the UEP Certified Program’s goals, including its efforts to manage the domestic supply of shell eggs and egg products, Rose Acre’s participation in the UEP Certified Program, and its impact on layer numbers.	Defendants UEP, USEM, and Cal-Maine object that the DPP trial testimony of Mr. Hurd is inadmissible against them. The DAP trial testimony is inadmissible against Defendant Cal-Maine for all purposes, and against UEP and USEM unless used for impeachment.

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Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
Donald Bell (video designation)	(formerly University of California)	Mr. Bell is expected to testify regarding egg industry statistics and economic analyses, his involvement with and work for the UEP, including the UEP Scientific Advisory Committee, and the purpose and development of the UEP Certified Program.	
Garth Sparboe 4001 River Oaks Drive Des Moines, IA 50312 (trial transcript designation)	Sparboe Farms, Inc.	Mr. Sparboe is expected to testify regarding the development of the UEP Certified Program, the purpose of the program, the nature of customer demand for certified eggs, producer opposition to the 100% Rule, UEP’s actions to try to generate customer support for the Program, short term supply adjustment steps taken by UEP members, Sparboe Farms’ involvement in the UEP, what transpired at UEP meetings, and Sparboe Farms’ concerns about the Certified Program.	Defendants UEP, USEM, and Cal-Maine object on the grounds that the DPP trial testimony of Mr. Sparboe is inadmissible against them because they were not parties in the DPP trial.

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Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
Gene Gregory (video designation)	By designation (formerly United Egg Producers)	Mr. Gregory testified regarding his experience as the president and CEO of UEP, including his role in efforts to reduce flock numbers and raise egg prices. Mr. Gregory testified about the structure of the UEP, its interactions with egg producers and egg purchasers, and the UEP’s development, implementation, and enforcement of the UEP Certified Program.	
Gregg Ostrander 2385 Gulf Shore Blvd. N. Naples, FL 34103 (video designation)	Michael Foods Inc.	Mr. Ostrander is expected to testify regarding MFI’s knowledge of the UEP Certified Program’s goals, including its efforts to manage the domestic supply of shell eggs and egg products, MFI’s participation in the UEP Certified Program, and its impact on layer numbers.	
Gregory Hinton Seymour, IN (video and/or trial transcript designation)	Rose Acre Farms	Mr. Hinton is expected to testify as to the effects of the UEP Certified Program, exports, and short-term measures on egg prices and on Rose Acre customers. He also is expected to testify to his experiences with and involvement in the UEP, including as a	Per Stipulation No. 13, the DPP trial testimony of Mr. Hinton is inadmissible against Defendants UEP, USEM, and Cal-Maine; the DAP trial testimony is inadmissible against Defendant Cal-Maine for all purposes, and against UEP and USEM unless used for

APPENDIX 8-1 – PLAINTIFFS’ WITNESSES BY DESIGNATION

Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
		member of the UEP’s marketing committee.	impeachment. <i>See</i> Appendix 10-2.
Gregory Marshall 7465 N. Base Road, Seymour, IN 47274 (trial transcript designation)	Rose Acre Farms	Mr. Marshall is expected to testify regarding Rose Acre’s knowledge of the UEP Certified Program’s goals, including its efforts to manage the domestic supply of shell eggs and egg products, Rose Acre’s participation in the UEP Certified Program, and its impact on layer numbers.	Defendants UEP, USEM, and Cal-Maine object that the DPP trial testimony of Mr. Marshall is inadmissible against them. The DAP trial testimony is inadmissible against Defendant Cal-Maine for all purposes, and against UEP and USEM unless used for impeachment.

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Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
James Carlson Brooklyn, NY (by trial transcript designation, if unavailable)	HSUS	Mr. Carlson’s expected testimony will be limited to authenticating 2 videos and photographs taken at Rose Acre Farms in 2010.	Mr. Carlson’s testimony is irrelevant and unfairly prejudicial. (ECF No. 161 & 182.) The DAP trial testimony is inadmissible against Defendant Cal-Maine for all purposes, and against UEP and USEM unless used for impeachment.
Jeff Hardin Cal-Maine Foods, Inc. 1052 Highland Colony Parkway, Ste. 200 Ridgeland, MS 39157 (video designation)	Cal-Maine	Mr. Hardin is expected to testify to his experiences at Cal-Maine during the development of the UEP Certified Program, the nature of customer demand for certified eggs, and the effects of the UEP Certified Program, exports, and short-term measures on egg prices and on Cal-Maine customers.	

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Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
Jill Hollingsworth Hilton Head Island, SC (video designation)	Food Marketing Institute	Ms. Hollingsworth is expected to testify about FMI’s review of producer welfare efforts, interactions with UEP and its members and UEP’s Guidelines and Certification Program.	
John Mueller 1907 Wayzata Blvd. E., #300 Wayzata, MN 55391 (trial transcript designation)	Sparboe Farms, Inc.	Mr. Mueller is expected to testify regarding Sparboe Farms’ concerns about the Program, Sparboe Farms’ decision to leave the UEP Certified Program and the USEM, what transpired at UEP meetings, and Sparboe Farm’s communications with the UEP and its members.	Defendants object to Plaintiffs’ use of Mr. Mueller’s prior testimony because Plaintiffs have not shown Mr. Mueller is unavailable under Fed. R. Evid. 804. Mr. Mueller testified live on behalf of the Plaintiffs at the two previous trials. The DAP trial testimony of Mr. Mueller is inadmissible against Defendant Cal-Maine.

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Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
Ken Klippen 60 Whitehall Dr. Collegeville, PA (video and/or trial transcript designation)	Klippen & Associates LLC (former UEP)	Mr. Klippen is expected to testify to his experiences at UEP during development of the UEP Certified Program and other UEP conduct, and the development and acceptance of a competing animal husbandry program.	Defendants object to Plaintiffs’ use of Mr. Klippen’s prior testimony in lieu of live testimony in that Plaintiffs have not shown Mr. Klippen is unavailable under Fed. R. Evid. 804. Mr. Klippen testified live on behalf of the plaintiffs in the previous DAP trial. The DAP trial testimony of Mr. Klippen is inadmissible against Defendant Cal-Maine.
Linda Reickard 6455 East Johns Crossing, Ste. 410 Johns Creek, GA 30097 (video and/or trial transcript designation)	(formerly United Egg Producers)	Mr. Reickard is expected to testify about USEM and its exports during the relevant time period.	The DPP trial testimony of Mrs. Reickard is inadmissible against Defendants UEP, USEM, and Cal-Maine.
Marcus Rust (video and/or trial transcript designation)	Rose Acre Farms	Mr. Rust is expected to testify regarding Rose Acre’s involvement in the UEP and UEP meetings, Rose Acre’s decision to become a member of the UEP Certified Program and its involvement in the Program, Rose Acre’s role at and conduct in connection with the UEP and its Certified Program and other conduct, including early	Per Stipulation No. 13, the DPP trial testimony of Mr. Rust is inadmissible against Defendants UEP, USEM, and Cal-Maine; the DAP trial testimony is inadmissible against Defendant Cal-Maine for all purposes, and against UEP and USEM unless used for

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Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
		molting, early slaughter, pullet reduction and exports; Rose Acre’s role at and involvement with USEM and its participation in USEM exports, Rose Acre’s capacity and production of eggs.	impeachment. <i>See</i> Appendix 10-2.
Phyllis Blizzard (deposition transcript designation)	(formerly United States Egg Marketers)	Ms. Blizzard is expected to testify about the conduct of USEM and its members, what transpired at USEM meetings, and USEM’s interactions with the UEP.	
Scott Manion 929 12th Street Wilmette, IL 60091 (video designation, if unavailable)	Synergy Flavors (formerly Kraft)	Mr. Manion is expected to testify about Kraft’s purchasing practices and Kraft’s attempts to explain the egg market’s price volatility during the relevant time period.	Defendants object to Plaintiffs’ use of Mr. Manion’s deposition testimony in lieu of live testimony because Plaintiffs have not shown Mr. Manion is unavailable under Fed. R. Evid. 804. Defendants reserve the right to introduce Mr. Manion’s deposition testimony as an admission of a party opponent under Fed. R. Evid. 801.

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Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
Steve Feyman 20491 Black Tree Ln. Estero, FL 33928 (video designation, if unavailable)	(formerly Nestle)	Mr. Feyman is expected to testify about Nestlé’s purchasing practices during the relevant time period and the extent to which Nestlé required UEP certification for egg products it purchased.	
Terry Baker 301 Carlson Parkway Ste. 400 Minnetonka, MN 55305 (video and/or trial transcript designation)	Michael Foods, Inc.	Mr. Baker is expected to testify regarding the nature of customer demand for Certified eggs and egg products, MFI’s attempt to modify the 100% Rule, MFI’s decision to join the UEP Certified Program and its impact on layer numbers, and MFI’s consideration of an alternative animal welfare plan.	The DPP trial testimony of Mr. Baker is inadmissible against Defendants UEP, USEM, and Cal-Maine.

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Witness and Address	Employer	Brief Statement of the Evidence	Defendants’ Objection or MIL
Tim Bebee (video designation)	Michael Foods, Inc.	Mr. Bebee is expected to testify regarding his knowledge of, and involvement in, the development of the UEP Certified Program including its purpose, goals, implementation strategies, and member expectations.	

APPENDIX 8-1 – PLAINTIFFS’ EXPERT WITNESSES

PLAINTIFFS’ EXPERT WITNESSES***Kraft Foods Global, Inc. et al. v. United Egg Producers, Inc. et al., 1:11-cv-08808***

Plaintiffs intend to call the following expert witnesses at trial. Plaintiffs reserve the right to amend the list, including not introducing certain witness testimony, upon reasonable notice to Defendant.

1. Michael Baye

Michael Baye is the Bert Elwert Professor of Business Economics and Public Policy at the Indiana University Kelley School of Business. He is also a Special Consultant at National Economic Research Associates, Inc. (NERA). He received his Ph.D. in Economics from Purdue University in 1983. He has also held tenured positions on the faculties of Texas A&M University and The Pennsylvania State University, and served as a visiting professor at the University of Oxford, the University of Cambridge, and a number of other universities. He received a Fulbright Research Scholar Award to conduct pricing research at Erasmus University in The Netherlands.

His academic research focuses on microeconomics and industrial organization, which is the study of how buyers and sellers interact in the marketplace to determine equilibrium prices, and how a variety of business strategies and government regulations impact market prices, firm profits and the welfare of consumers. He has published many articles in the leading academic journals in economics and marketing, and has written and edited a number of books. He is the coauthor of *Managerial Economics and Business Strategy*, now in its tenth edition with McGraw-Hill. It is the leading text in the area and has been translated into Russian, Chinese, Spanish, Korean, Portuguese, Albanian, and Macedonian. He also the co-author of *Money, Banking and Financial Markets: An Economic Approach*, published by Houghton Mifflin.

Dr. Baye has also served the profession by editing or co-editing a variety of journals in economics, marketing, and public policy. He currently serves as a co-editor of the *Journal of Economics and Management Strategy*. Dr. Baye has lectured and spoken at conferences and academic institutions throughout North America and Europe, and has held visiting appointments at Cambridge, Oxford, Erasmus University, Tilburg University, and the New Economic School in Moscow.

During 2019-2021, Dr. Baye served on the Academic Research Council of the US Consumer Financial Protection Bureau (CFPB), and as Chairman from October 2019 through September 2020. In this capacity he advised the CFPB about its strategic research planning process and research agenda, including views on the research that the Bureau should conduct relating to consumer financial products or services, consumer behavior, cost-benefit analysis, and other topics including technical advice and feedback on research methodologies, data collection strategies, and methodologies for quantifying the costs and benefits of regulatory actions.

Dr. Baye is an expert in the area of antitrust economics. During 2007 and 2008, he served as the Director of the Bureau of Economics at the U.S. Federal Trade Commission (FTC)—the most senior position held by an economist at the FTC. In this capacity, he directed a staff that

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included approximately 70 Ph.D. economists and advised the Commission on microeconomic issues related to its antitrust, consumer protection, and public policy missions.

In addition to his extensive economic experience while at the FTC, Dr. Baye has also provided expert economic testimony on economic matters before U.S. courts and foreign tribunals on behalf of the U.S. Department of Justice (DOJ), the Canadian Competition Bureau, and private parties.

2. Jayson Lusk

Dr. Jayson Lusk is the Distinguished Professor and Head, Purdue University, Department of Agricultural Economics. Prior to his appointment in 2017 at Purdue University, Dr. Lusk was the Regents Professor and the Willard Sparks Endowed Chair in the Department of Agricultural Economics at Oklahoma State University. He also served as the Fred Presant Visiting Lecturer hosted by the Campbell Centre for the Study of Animal Welfare and the Ontario Agricultural College and the Ontario Veterinary College, University of Guelph in 2012. He has been elected and has served on the boards of the three largest agricultural economics associations in the U.S., the Agricultural and Applied Economics Association, the Southern Agricultural Economics Association, and the Western Agricultural Economics Association. He has also served on the editorial boards of seven academic journals including the *American Journal of Agricultural Economics*, *Journal of Environmental Economics and Management*, *Journal of Agricultural and Resource Economics*, *Journal of Agricultural and Food Industrialization Organization*, *Journal of Consumer Affairs*, *Agricultural and Resource Economic Review*, and *Journal of Agricultural and Applied Economics*.

Dr. Lusk received a U.S. Department of Agriculture graduate fellowship in the Department of Agricultural Economics at Kansas State University, where he received his Ph.D. in Economics in 2000. He has since been recognized as one of the most cited and published food and agricultural economists in the world, and has won various research awards from the Agricultural and Applied Economics Association and the Western Agricultural Economics Association, including most recently being named fellow of the Agricultural and Applied Economics Association. He has received the Regents Distinguished Research Award, the Sarkeys Distinguished Professor Award, and the James A. Whatley Award of Merit for Excellence in Agricultural Research from Oklahoma State University. In 2007, he was awarded the Hall of Fame Horizon Award (Outstanding Alumni) from the Department of Animal and Food Sciences at Texas Tech University.

Since 2001, he has published more than 150 academic articles in peer-reviewed journals, written or edited five books and seven book chapters, and has given lectures at more than 40 universities in the U.S. and abroad. He has also written numerous items for farm and animal agricultural audiences and for the general public, and frequently provides expert input to media outlets on food and agricultural issues. His interviews and writings have appeared in industry outlets like *Feedstuffs* and *Meatingplace Magazine*, and in more general publications like the *New York Times* and the *Wall Street Journal*. He has given numerous keynote addresses for industry organizations such as the American Farm Bureau, the National Pork Producers Council, and the American Meat Institute, among others.

APPENDIX 8-1 – PLAINTIFFS’ EXPERT WITNESSES

Dr. Lusk is an expert in the area of animal welfare. He has been conducting research on the topic of animal welfare for more than a decade. He has authored or co-authored dozens of peer-reviewed papers on the topic of animal welfare, including an invited feature article on animal welfare for the journal *Applied Economic Perspectives and Policy*. His research on the subject has appeared in academic journals such as *Animal Welfare*, *European Review of Agricultural Economics*, *Food Quality and Preference*, *Journal of Agricultural and Food Industrial Organization*, *Journal of the American Veterinary Medical Association*, and *Journal of Environmental Economics and Management*.

Much of this work cumulated in a 2011 co-authored book entitled *Compassion by the Pound: The Economics of Farm Animal Welfare*, published by Oxford University Press. This book is a comprehensive look at the topic of animal welfare, including its history, philosophy, science, and economics.

He has also given numerous lectures to industry and academic audiences on the topic of animal welfare, and has talked to numerous producer groups on the topic of animal welfare, including beef, hog, poultry, and egg producers. He also presented an invited address at the Congress of the European Association of Agricultural Economics in 2011 on the topic of animal welfare. In 2012, he gave an invited presentation on the topic of animal welfare for a National Academies of Science, Institute of Medicine, Planning Committee on “Exploring the True Costs of Food.”

On two separate occasions, he also served as a consultant for an animal advocacy organization, the World Society for the Protection of Animals, to help them understand the implications of increasing the share of eggs coming from cage-free laying facilities.

APPENDIX 8-3
DEFENDANTS' WITNESS LISTS

DEFENDANTS' TRIAL WITNESS LIST

Kraft Foods Global, Inc. et al. v. United Egg Producers, Inc. et al., 1:11-cv-08808

Defendants United Egg Producers, Inc., United States Egg Marketers, Inc., Cal-Maine Foods, Inc., and Rose Acre Farms, Inc. hereby identify the following witnesses who Defendants will or may call to testify at the trial in the above-captioned matter. Defendants submit this joint witness list for the Court's and Plaintiffs' convenience and without waiver of any individual Defendant's right to conduct cross-examination of any witness offered by any other party.

This list is based on information reasonably available to Defendants at this time. Defendants reserve the right to revise, correct, supplement, or clarify these disclosures, consistent with Fed. R. Civ. P. 26(e) and the Court's Pretrial Schedule. Defendants reserve the right to call any individual identified or called as a witness in this action by Plaintiffs, including each of the persons identified in Plaintiffs' initial, intermediate, and final Witness Lists. Defendants further reserve the right to identify additional witnesses based on witnesses identified by Plaintiffs.¹

Defendants expect to present the following witnesses:

LIVE - WILL CALL

<u>Witness</u>	<u>Affiliation</u>	<u>Anticipated Testimony</u>	<u>Plaintiffs' Objection or MIL</u>
Jeff Armstrong	UEP Scientific Advisory Committee	Dr. Armstrong is expected to testify as to the UEP Scientific Advisory Committee's activities, the development of the UEP Scientific Advisory Committee Animal Welfare Recommendations, and the translation of the Recommendations into the UEP Animal Husbandry	Object to Defendants calling Dr. Armstrong during Plaintiffs' case-in-chief.

¹ Plaintiffs reserve the right to object to any witnesses Defendants may further identify, if any.

		<p>Guidelines for Egg Laying Hens.</p> <p>*Available to testify October 30 through November 2, and November 15 through November 17</p>	
Dolph Baker	Cal-Maine Foods	Mr. Baker is expected to testify as to Cal-Maine's involvement in UEP; its decision to join the UEP Certified Program; Cal-Maine's egg sales; and Cal-Maine's business, generally.	
Jesse David	Edgeworth Economics	Dr. David is expected to provide expert testimony concerning Rose Acre consistent with his report.	
Jeff Hardin	Cal-Maine Foods	Mr. Hardin is expected to testify as to Cal-Maine's customers; Cal-Maine's egg business; animal welfare issues in the egg marketplace; and customer demand for UEP Certified eggs.	
Gregory Hinton	Rose Acre Farms	Mr. Hinton is expected to testify about his experience with animal welfare issues in the egg marketplace; Rose Acre's sales in the shell egg and egg products markets; Rose Acre's exports and egg products business; and customer demand for UEP Certified eggs.	
David Hurd	Rose Acre Farms	Mr. Hurd is expected to testify concerning Rose Acre's animal husbandry practices; state-based animal welfare initiatives and the effect of those laws	

		and regulations on Rose Acre's business; and Rose Acre's efforts to implement the UEP Certified Program and expand its production.	
Gregory Marshall	Rose Acre Farms	Mr. Marshall is expected to testify concerning Rose Acre's efforts to expand its egg production; Rose Acre's egg production of eggs over time; and Rose Acre's finances.	
Gary Pickett²	Walmart	Mr. Pickett is expected to testify regarding Walmart's purchase of shell eggs, its animal welfare policies, and how such policies related to relationships with its shell egg suppliers, including certain Defendants. Mr. Pickett further will testify about Walmart's purchasing practices, its adoption and implementation of the UEP Certified Program, and the so-called 100% Rule, as well as his relevant experiences with Cal-Maine, Rose Acre Farms, and Sparboe.	Plaintiffs' MIL No. 5
Marcus Rust	Rose Acre Farms	Mr. Rust is expected to testify concerning Rose Acre's decision to join UEP, USEM, and the UEP Certified Program; Rose Acre's involvement in UEP and USEM; and Rose Acre's business, generally.	

Jonathan Walker	Economists, Inc.	Dr. Walker is expected to provide expert testimony consistent with his reports.	
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LIVE - MAY CALL LIST

<u>Witness</u>	<u>Affiliation</u>	<u>Anticipated Testimony</u>	<u>Plaintiffs' Objection or MIL</u>
Kim Rice	Rose Acre Farms	Mrs. Rice is expected to testify concerning Rose Acre's egg products business.	Plaintiffs request a deposition of Mrs. Rice prior to any testimony at trial, given that she was never previously deposed and first disclosed as a possible witness in July 2022. On September 11, 2022, RA informed Plaintiffs that it was highly unlikely that Ms. Rice would testify. Defendants then identified Ms. Rice as a witness on July 19, 2023.
Steve Storm	Cal-Maine Foods	Mr. Storm is expected to testify as to Cal-Maine's involvement in UEP and specifically his involvement with the UEP Producer Committee for Animal Welfare; its business operations; and animal welfare-related issues for Cal-Maine and its customers.	
Ken Paramore	Cal-Maine Foods	Mr. Paramore is expected to testify as to Cal-Maine's customers; Cal-Maine's egg business; animal welfare issues in the egg marketplace; and customer demand for UEP Certified eggs.	

Tim Thompson	Cal-Maine Foods	Mr. Thompson is expected to testify as to Cal-Maine's pre-2000 withdrawal from the egg product industry and the extent of its involvement in egg products during the relevant time period.	Plaintiffs request a deposition of Mr. Thompson prior to any testimony at trial, given that he was never previously deposed and first disclosed as a possible witness in July 2022. On September 11, 2022, CM informed Plaintiffs that it was unlikely to call Mr. Thompson. CM then identified Mr. Thompson as a witness for this submission on July 19, 2023.
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DESIGNATED VIDEO TESTIMONY – MAY CALL³

<u>Witness</u>	<u>Affiliation</u>	<u>Plaintiffs' Objection or MIL⁴</u>
Curtis Amundson	Kraft Foods	
Terry Baker	Michael Foods	
Gregory Bates	Publix	Plaintiffs' MIL No. 5
Timothy Bebee	Michael Foods	
Don Bell	University of California - Riverside	
Karen Brown	Food Marketing Institute	Plaintiffs' MIL No. 5

³ Plaintiffs and Defendants are working in good faith to determine whether each party has satisfied the requirements that the witness is unavailable under Rule 804. Both sides believe that they can work through the issue without intervention of the Court.

⁴ Plaintiffs note the number of witnesses Defendants have designated relating to grocers and FMI. Although the Court has ruled on Plaintiffs' Motion in Limine, the evidence may result in a great focus on this issue than is warranted by the trial, causing undue delay, a waste of time, and the needless presentation of cumulative evidence under Rule 403.

Toby Catherman	Michael Foods	
Ramesh Daga	Conopco	Plaintiffs' MIL No. 5
Brian Dowling	Safeway	Plaintiffs' MIL No. 5
Steven Feyman	Nestle USA	
Gene Gregory	United Egg Producers	
Jill Hollingsworth	Food Marketing Institute	Plaintiffs' MIL No. 5
Sage Horner	Albertsons / SuperValu	Plaintiffs' MIL No. 5
Michelle Kamzalow	Heinz	Plaintiffs' MIL No. 5
Thomas Klump	Kroger	Plaintiffs' MIL No. 5
Thomas Langan	Conopco	Plaintiffs' MIL No. 5
David Lawrence	Safeway	Plaintiffs' MIL No. 5
Virginia Littlefield	Safeway	Plaintiffs' MIL No. 5
Gerald Lynch	General Mills	
Scott Manion	Kraft Foods	
Tiffany Mercuri	General Mills	
Paul Moran	Giant Eagle	Plaintiffs' MIL No. 5

Matthew Neal	The Kellogg Company	
Greg Ostrander	Michael Foods	
Robert Pontius	Albertsons / SuperValu	Plaintiffs' MIL No. 5
Al Pope	United Egg Producers	
Terry Profitt	Cargill Kitchen Solutions	402, 403
Payton Pruett	Kroger	Plaintiffs' MIL No. 5
Robert Randall	Cal-Maine Foods	
William Rehm	Daybreak	Plaintiffs' MIL No. 5
Beth Schnell	Sparboe Farms	Plaintiffs' MIL No. 3, Dkt. 175; Order re MIL No. 3, Dkt. 287
Norm Stocker	Cargill Kitchen Solutions	402, 403
Steve Storm	Cal-Maine Foods	
Gary Stull	Kroger	Plaintiffs' MIL No. 5
Naamua Sullivan	General Mills	
Kelly Tobey	The Kellogg Company	
Binh Tran	General Mills	

William Trask	Nestle USA	
Mark Westphal	Michael Foods	
James Wilson	Publix	Plaintiffs' MIL No. 5

Defendants' Expert Witnesses

1. Jonathan Walker

Jonathan Walker is a Managing Director at Secretariat Economists LLC, the successor organization to Economists Incorporated. Prior to joining Economists Incorporated, Dr. Walker had been a strategy consultant. Before that, he was a visiting research fellow at the Federal Reserve Bank of Boston. There, he participated in antitrust enforcement and conducted research concerning the commercial banking industry. Dr. Walker earned his undergraduate degree from the University of California at Berkeley. Upon graduation, he earned National Science Foundation and American Economics Association Fellowships to attend the Massachusetts Institute of Technology where he earned a Ph.D. in economics.

Dr. Walker was the President and Chief Executive Officer of Economists Incorporated for 18 years prior to its transition to Secretariat Economists. As President of Economists Incorporated, Dr. Walker oversaw approximately 30 Ph.D. economists plus other professionals and support staff in the conduct of economic research and the provision of economic consulting services throughout the world. In addition to his role managing the firm, Dr. Walker has often been retained personally to provide opinion testimony at U.S. and international arbitrations and in U.S. courts and to consult in a non-testifying capacity on a variety of economic topics.

Dr. Walker's consulting engagements most often concern antitrust, employment or damages questions that arise in the context of litigation or regulation. Dr. Walker's antitrust work has addressed topics such as merger analysis, market definition, competitive effects, antitrust injury and quantification of damages. In the employment realm, he has conducted statistical analyses to measure disparities in employment outcomes across demographic groups. Dr. Walker's non-antitrust compensatory damages work has most often concerned contract damages, lost profits, disgorgement and diminution in value. Dr. Walker has also investigated and testified about class certification as it related to antitrust, employment and damages claims. Dr. Walker has been retained on numerous occasions to consider punitive damages, including optimal fines and the adequacy or inadequacy of other incentives, besides punitive awards, to deter future wrongdoing.

Dr. Walker has previously testified in federal court in agricultural commodity cases. In addition to agriculture, Dr. Walker's case experience spans a variety of industries including but not limited to, sports, energy, financial services, education, healthcare, manufacturing, natural resources, professional services, real estate and transportation.

Dr. Walker has been retained by plaintiffs and defendants alike. On the plaintiff side, Dr. Walker's clients have included individuals, unions, corporations, and government agencies such as the U.S. Department of Justice and U.S. Department of Labor. On the defendant side, Dr. Walker has also been retained by individuals, corporations, and government agencies as well as not-for-profit charitable organizations, not-for-profit corporations and sports leagues.

In addition to professional work, Dr. Walker is a member of the Board of Directors of the San Francisco Marin Food Bank. He is currently the Vice Chair, and he has served on its Finance, Audit and Governance Committees as well as various task forces.

2. Jesse David

Jesse David is a Partner at Edgeworth Economics and head of Edgeworth's Los Angeles office. Dr. David is an expert on the valuation of intangible assets, market definition, and the assessment of economic impacts in complex commercial disputes and regulatory proceedings. His experience spans intellectual property, antitrust, labor, regulatory, and class certification matters, among other economic issues related to the intersection of business and government.

Dr. David has submitted expert reports and has testified in Federal Courts regarding antitrust issues on numerous occasions, including in matters involving agricultural commodities, energy markets, and software. Dr. David has also provided economic consulting and expert testimony for other industries, including pharmaceuticals, transportation, agricultural products, finance, petroleum products, chemicals, software, and consumer products. He frequently submits expert reports to and testifies before decision-making bodies, including U.S. federal and state courts, the Federal Energy Regulatory Commission, the National Energy Board of Canada, and various arbitration venues.

Dr. David's consulting practice also includes developing cost-benefit analyses of government regulations and assessing the economic impacts of government policies and other changes in industry structure. Dr. David has prepared studies for entities such as the American Trucking Associations, the National Football League Players Association, the San Diego County Water Authority, the New York Power Authority, and the Ocean Conservancy.

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APPENDIX 9-1
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Plaintiffs' Trial Exhibit List

Plaintiff Exhibit	Plaintiff Initial Reference No	Date	Beg Bates	End Bates	Descriptions	Defendants Objections	Basis for Admissibility	Business Record Stipulation
0001	1	8/2/1999	UE0064456	UE0064459	United Voices Newsletter.	802*; Noerr-Pennington (only as to "Washington Report" attachment)	Article at bottom of page 2 and on page 3 are statements by a party-opponent and co-conspirator statements under 801(d)(2)(A) and (E). Admissible against all defendants. Remainder will be redacted, including "Washington Report" attachment.	
0002	6		UE0174372	UE0174372	Editorial by Moark's Joe Fortin	105; 402; 404(b); 403; 802	Revelant co-conspirator statements under 801(d)(2)(E) that discusses plan. Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0003	7	N/A	N/A	N/A	Website printout of Rose Acre Farms re Rose Acre's vertical integration Rust Ex. 36	105; 802	Relevant statement by party-opponent under 801(d)(2)(A) that discusses Rose Acre's business model. Admissible against Rose Acre.	
0004	8	N/A	N/A	N/A	Website printout of Rose Acre Farms - Commodity Eggs defining commodity eggs and production output at certain facilities Rust Ex. 34	105; 802	Relevant statement by party-opponent under 801(d)(2)(A) that discusses Rose Acre's business model. Admissible against Rose Acre.	
0005	9	N/A	N/A	N/A	Website printout of Rose Acre Farms Company History showing Rose Acre operates 17 facilites in six states Rust Ex. 32	105; 802	801(d)(2)(A). Admissible against Rose Acre.	
0006	12	N/A	UE0297246	UE0297262	Composite Exhibits of UEP Marketing & Price Discovery Committee Conference Call Minutes for 02/23/00 & 11/22/99 & UEP's Export Committee Conference Call Minutes	105; 402; 403; 802; 805; 1006	801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admisslbe against all defendants.	
0007	13	N/A	UE0216829	UE0216829	Rose Acre Certification of Animal Husbandry "Certified Company"	None		
0008	14	N/A	UE0174291	UE0174295	List of ConAgra suppliers - Animal Husbandry "Certified Companies"	802; 901	Rule 801(d)(2)(A) and (E) and Rule 803(6). Admissible against all defendants.	
0009	17	N/A	MF10023056	MF10023057	UEP Notice to Members attaching Animal Welfare - Area Meeting Dates. C Gregory Ex.7	105; 602; 701; 802	801(d)(2)(A) and (E). Admissible against all defendants.	
0010	19	N/A	MF10006321	MF10006322	Egg Industry Economic Alert T. Baker Ex. 7	105; 403; 802	801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0011	24	5/8/2018	PX 719	PX 719	Rose Acre Farm Videos	105; 106; 402; 403; 404(a); 602; 802; 805; 901	Shows Rose Acre's mistreatment of hens after being certified by UEP. Relevant to show Rose Acre was not motivated by animal welfare concerns and that UEP program was not effective for animal welfare. Probative value not substantially outweighed by unfair prejudice. Admissible against Rose Acre and UEP.	

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0012	25	7/19/2015	RA0005033	RA0005049	Rose Acre Vendor Profile and Company Descriptio	None		Yes
0013	30	8/10/2012	RA0075147	RA0075150	February 2005 UEP Animal Husbandry Guidelines Monthly Compliance Report	None		Yes
0014	31	10/25/2011	UE0099338	UE0099338	USEM Export Conference Call Minutes.	402; 403; 802; 805	Evidence of exports and plan to increase price as a result; admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0015	34	8/31/2009	MF10017437	MF10017439	UEP Certified Certification, Michael Foods Egg Products Co., and 8/31/2009 transmittal letter from Gene Gregory to Tim Beebe	105; 802; 901	Evidence of Michael Foods as co-conspirator. Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0016	35	4/13/2009	SF003886	SF003886	Gene Gregory email to UEP Members/Staff re: Don Bell's Retirement	105; 802	Rules 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0017	40	10/1/2008	UE0291549	UE0291549	USEM Members & Supporters, October 2008 Report	105; 402; 403; 802	Relevant to show exports. Admissible under rule 801(d)(2)(A) and (E). Business record under Rule 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0018	42	9/24/2008	MF10321384	MF10321389	Beebe email to Muller, Morton, Ericson, Roberson, Leske & Waltz re: antitrust	402; 403; 802; 805	Relevant, non-hearsay use (notice and effect on listener); admissible under Rule 801(d)(2)(E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0019	43	9/16/2008	UE0354876	UE0354876	Gene Gregory email to Chad Gregory & Mike McGriff re: Wal-Mart	105; 802; 805	Rule 801(d)(2)(A) and (E). Admissible against all defendants.	
0020	44	9/16/2008	UE0312433	UE0312437	UEP Summary of Exports from 2000 to 2008	105; 402; 403; 802	Relevant evidence of exports. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0021	46	8/27/2008	UE0353866	UE0353869	Tony Airos (Walmart) email exchanges to Chad Gregory re: Feedback from our meeting	105; 402; 403; 802	Relevant statements made in furtherance of the conspiracy by a party-opponent and co-conspirator under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0022	48	8/11/2008	UE0547561	UE0547562	Email exchange with Chad Gregory (& Gene Gregory) and Daniel Curran	105; 802	Non-hearsay use under 801(c) and 801(d). Admissible against all defendants.	

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0023	49	8/7/2008	RAUPDATE0020176	RAUPDATE0020206	Email from David Hurd with attachments	105; 802	Rule 801(d)(2)(A) and (E); 803(6). Admissible against all defendants.	No to email, yes to attachments
0024	50	8/1/2008	UE0271763	UE0271764	August 2008 Export Case Volume.	402; 403	Relevant to show exports. Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0025	52	8/1/2008	RA0019214	RA0019216	Gene Gregory memo to Marcus Rust (Rose Acre)	None		Yes
0026	53	7/31/2008	RA0045789	RA0045790	Memo to USEM members	None		Yes
0027	54	7/30/2008	UE0198155	UE0198155	Email from M. McGriff	105; 802; 805	Rule 801(d)(2)(A) and (E). Admissible against all defendants.	
0028	56	7/18/2008	RAUPDATE0018104	RAUPDATE0018104	Email from Greg Hinton to Ann Mesavage (Kraft) re: Evaluation of Egg Input Costs	105; 802	Rule 801(d)(2)(A) and (E). Admissible against all defendants.	
0029	57	7/15/2008	UE0431167	UE0431175	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Articles "My Egg Industry Concerns," "Molt Survey," and "Egg Breaking Report" and statistics re flock size are admissible under 801(d)(2)(A) and (E); other portions will be redacted, including "Washington Report" attachment. Admissible against all defendants.	
0030	58	6/24/2008	RA0075663	RA0075678	Rose Acre UEP Audit Results	403; 802/805	Probative value not substantially outweighed by unfair prejudice. Admissible under 801(d)(2)(A) and (E), 803(6). Admissible against all.	Yes, but hearsay as to auditor comments
0031	59	6/10/2008	MF10621980	MF10621981	UEP Certified Certification, Michael Foods Egg Products Co., and 6/10/2008 transmittal letter from Gene Gregory to Terry Baker	105; 802	Evidence of Michael Foods as co-conspirator. Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes to certification
0032	60	5/30/2008	UE0918791	UE0918797	Email exchanges between Gene Gregory and Don Bell re: The California Farm Initiative	105; 701; 802; 805	801(d)(2). Admissible against all defendants	
0033	62	5/9/2008	RA0044404	RA0044406	Email to USEM members requesting vote on export order	105; 402; 403; 802	Relevant to show exports; Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants	
0034	66	3/3/2008	UE0857704	UE0857704	Mike McGriff email to Gene & Chad Gregory re: Cal-Maine Visit (Dolph)	105; 802; 805	801(d)(2)(A) and (E) and 803(6). Admissible against all defendants	

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0035	68	1/22/2008	UE0153930	UE0153931	UEP Marketing Committee Meeting Minutes.	105; 402; 403; 802; 805	Relevant to exports; Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants	Yes
0036	69	1/22/2008	RAUPDATE0015948	RAUPDATE0015951	Ty Harweger internal email re: RAF Layer Capacity Update	None		Yes
0037	70	1/3/2008	UE0619780	UE0619789	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Articles on page 1, pages 3-4 ("The Greatest Myths"), admissible under Rule 801(d)(2)(A) and (E). statistics on 5-6 on flocks and prices. Other portions will be redacted, including "Washington Report".	
0038	73	12/31/2007	RA0069068	RA0069072	2007 Marketing - Statistics Area Meetings.	105; 402; 802	Relevant statement by party opponent and in furtherance of conspiracy. Admissible under 801(d)(2)(A) and (E); 803(6)	
0039	75	12/22/2007	UE0214772	UE0214772	2007 USEM Membership Agreement & Export Commitment - Rose Acre	402; 403	Relevant to exports; probative value not substantially outweighed by unfair prejudice. 803(6). admissible against all.	
0040	76	12/13/2007	UE0213419	UE0213422	United Voices Newsletter	802*	Articles "Supply/Demand" and "Egg Breaking Report" admissible under 801(d)(2)(A) and (E). Remainder will be redacted.	
0041	77	12/10/2007	UE0615194	UE0615195	Chad Gregory email to Mike McGriff forwarding request from John Todd	105; 402; 405; 802	Relevant to show success of conspiracy, including flock reduction and effect of exports. Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0042	78	11/19/2007	MPS-00121819	MPS-00121819	Email exchange between Gene Gregory and Bob Krouse re: MPS Market Analysis	105, 403, 602, 701, 802, 805, 901	Probative value that shows impact of animal welfare guidelines to reduce egg supply not substantially outweighed but unfair prejudice. Admissible under 801(d)(2)(A) and (E). Admissible against all Defendants.	
0043	79	10/26/2007	CM00455778	CM00455788	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Article "Speakers, Producers and Consultants Address Animal Welfare"; "Cage-Free Animal Husbandry Guidelines"; and "Nation's Hen Inventory and Hatch Report" admissible under 801(d)(2)(A) and (E); other portions will be redacted, including "Washington Report". Admissible against all defendants.	
0044	81	10/18/2007	CM00729846	CM00729854	UEP Board of Directors Meeting Minutes.	105, 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0045	83	10/1/2007	UE0212725	UE0212725	USEM Members & Supporters, October 2007 Report	105; 402; 403; 802	Relevant to show exports; Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants	

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0046	84	10/1/2007	CF0000613	CF0000621	Email chain with C. Gregory and symposium organizers	105, 402, 403, 802, 805	Relevant statements made in furtherance of the conspiracy by a party-opponent and co-conspirator under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0047	86	8/28/2007	RA0076260	RA0076262	Rose Acre UEP Audit Results	None		Yes
0048	87	8/17/2007	CM00448920	CM00448926	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Article "USEM Export"; "Dried Egg Inventory"; "Letter to Bay Area Vegans"; "Costs of Alternative Housing Systems"; "Interesting Numbers" are admissible under 801(d)(2)(A) and (E); other portions will be redacted, including "Washington Report." Admissible against all defendants.	
0049	88	8/9/2007	RWS 000033136	RWS 000033136	Paul Sauder Email re RW Sauder USEM Export Commitment	105, 602, 802, 901	Relevant, non-hearsay use (notice and effect on listener). Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0050	89	8/9/2007	RAUPDATE0080109	RAUPDATE0080109	Marcus Rust Email exchange with Larry Seger	105; 402; 403; 802	Relevant to show Defendants did not conduct business in the open and to show exports. Admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0051	92	8/2/2007	MFI0356331	MFI0356340	Email from Patricia Hugg to Tim Beebe re: UEP Newsletter	105; 402; 403; 602; 701; 802; 805; Noerr-Pennington	Article "July 1st Flock Inventory" is relevant to show flock size; statistics are relevant to flock size and price; admissible under 801(d)(2)(A) and (E); irrelevant portions will be redacted. Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0052	94	5/31/2007	UE0094181	UE0094182	April-May 2007 Export Case Volume	402; 403	Relevant to show exports. 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0053	95	5/30/2007	KRA00026658	KRA00026663	Greg Hinton letter to John Gregory (Kraft Foods)	105; 802; 805	Admissible under 801(d)(2)(A). Admissible against Rose Acre and UEP.	
0054	96	4/30/2007	UE0282296	UE0282296	Linda Reickard memo to John Glessner	105; 802	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0055	98	3/14/2007	UE0133214	UE0133217	United Voices Newsletter	802*	Article "Two Important Events Are About to Take Place" and statistics re flock size and price are admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0056	100	3/12/2007	N/A	N/A	Special Report - Pope Interview. Feedstuffs	802; 805	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0057	101	3/5/2007	RASEYMOUR0000210538	RASEYMOUR0000210547	Rose Acre Invoices	None		

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0058	102	2/14/2007	RWS 000043435	RWS 000043442	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Article "USEM Takes Another Export" and "Industry's Largest Producers" are admissible under 801(d)(2)(A) and (E); other portions will be redacted, including "Washington Report." Admissible against all defendants.	
0059	103	2/13/2007	CM00404138	CM00404139	USEM letter to Cal-Maine	None	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0060	104	2/5/2007	RWS 000030986	RWS 000030986	Paul Sauder email to Gene Gregory	105, 602, 802, 901	Relevant, non-hearsay use (notice and effect on listener). Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0061	105	2/2/2007	UE0133262	UE0133265	United Voices Newsletter	802*	Article "The Egg Market" and "Scientific Committee for Animal Welfare" are admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0062	106	2/1/2007	UE0090761	UE0090762	February 2007 Export Case Volume	402; 403	Relevant to show exports. 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0063	107	1/31/2007	RAUPDATE0040047	RAUPDATE0040047	Rust email to Gregory re USDA Program.	105; 802	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0064	108	1/30/2007	UE0211173	UE0211176	76 UEP certified Companies and Licensed Marketers Revised	105; 802	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0065	109	1/24/2007	RAUPDATE0069563	RAUPDATE0069567	UEP Board of Directors Meeting Minutes.	105; 802; 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0066	110	1/23/2007	UE0211918	UE0211919	UEP Marketing Committee Meeting Minutes.	402; 403; 805	Relevant to exports and to show plan to raise prices; Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants	Yes
0067	112	1/18/2007	RWS 000043419	RWS 000043424	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Article "Strong Egg Market" and "Interesting Numbers" are admissible under 801(d)(2)(A) and (E); other portions will be redacted, including Washington Report. Admissible against all defendants.	
0068	113	1/12/2007	MF10149189	MF10149189	Gene Gregory email to T Baker & T Beebe re: Animal Welfare Audit	802	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0069	114	1/9/2007	UE0475506	UE0475506	Gene Gregory email exchange with Linda Reickard re: Export Loss	105; 402; 403; 802	Relevant to exports; admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	

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0070	115	1/4/2007	RWS 000000428	RWS 000000437	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Article "USEM Export", "Egg Product Exports", "December 1st Flock size", "UEP's Role in a Profitable Industry" and statistics re flock size and price are admissible under 801(d)(2)(A) and (E); other portions will be redacted., including "Washington Report." Admissible against all defendants.	
0071	116	1/3/2007	MFI0133867	MFI0133868	MFI internal email between G. Ostrander and M. Elliot et al re UB	402; 403; 802	Relevant to exports and expected price increase; admissible under 801(d)(2)(E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0072	117	1/1/2007	UE0807907	UE0807911	January 2007 Executive Committee Meeting Speech thanking members for selecting him as President	105; 802; 805	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0073	118	1/1/2007	UE0721807	UE0721808	USEM January 2007 Membership List	402; 403	Relevant to exports. 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0074	119	12/27/2006	UE0214775	UE0214775	Sauder USEM membership agreement and export commitment.	402; 403	Relevant to exports. Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0075	120	12/22/2006	MOARK0003709	MOARK0003710	Gregory email to certain producers re: Some Good News	105; 402; 403; 802	Relevant to exports; admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0076	121	12/21/2006	NL001760	NL001760	Gregory email to Seger and others re: List of Producers	105, 802	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0077	122	12/21/2006	UE0153488	UE0153488	USEM Export Committee Conference Call Meeting Minutes	105; 402; 403; 802; 805	Relevant to exports; admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0078	123	12/8/2006	MFI0110364	MFI0110364	Email from Gene Gregory to Joe Maust, et al. re: Supply/Demand	402; 403; 802	Relevant to show conspiracy to reduce flocks through molting and early slaughter during periods of low demand. Probative value not substantially outweighed by unfair prejudice. Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0079	124	11/30/2006	RA0001339	RA0001345	United Voices Newsletter	802*	Articles "Big Apology", "Committee Appointments for 2007", and "Chick Hatch and Flock Size" are admissible under 801(d)(2)(A) and (E); other portions will be redacted. PAdmissible against all defendants.	
0080	125	11/22/2006	UE0475456	UE0475457	Wayne Winslow email exchange with Gene Gregory re: Cost of Export	105; 402; 403; 802	Relevant to exports; admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice. Willing to redact top email from Winslow.	

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0081	127	11/1/2006	UE0133380	UE0133383	United Voices Newsletter	802*	Articles "USEM Takes Export Order," "USEM Annual Meeting," "2007 Committee Appointments," and "Free Range" are admissible under 801(d)(2)(A) and (E); other portions will be redacted. Admissible against all defendants.	
0082	129	10/27/2006	CM00727158	CM00727162	Gregory Ex. 76 Dolph Baker email to Ryn McDonald re Klippens Meeting.	602, 802, 805, 105	Admissible under 801(d)(2)(A) and (E), and for a non-hearsay use (effect on the listener). Admissible against all defendants.	
0083	130	10/20/2006	UE0199769	UE0199769	USEM letter to UEP members	105; 402; 403	Relevant to exports; admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0084	131	10/11/2006	Hillandale-PA 00006147	Hillandale-PA 00006165	UEP Marketing Committee Meeting, San Antonio, Texas,	802, 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0085	132	10/10/2006	UE0225734	UE0225751	UEP - Animal Welfare Committee Meeting Minutes, San Antonio, Texas.	105; 402; 403; 802; 805	Relevant to show animal welfare guidelines, including feeder space, cage height, and ammonia levels. Probative value not substantially outweighed by unfair prejudice. Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0086	133	10/3/2006	UE0806536	UE0806536	Emails from Gene Gregory to P. DeCoster, T. Wasmund and J. Glessner	105; 802; 805	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0087	134	9/6/2006	MF10452047	MF10452052	Michael Foods PowerPoint titled, "Nestle USA - UEP Certified Update - September 6, 2006"	105; 802;805	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0088	135	8/31/2006	RAUPDATE0038374	RAUPDATE0038377	Rust email exchanges with Gregory re complaining that Michael Foods is backfilling	105; 403; 802; 805	Relevant to show conspiracy to reduce egg supply through backfilling ban and Certified Program compliance. Admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0089	136	7/5/2006	MF10024017	MF10024026	Letter from Gene Gregory to Terry Baker enclosing signed License Agreement for Marketing of UEP Certified Eggs	105; 602; 802; 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0090	137	7/3/2006	RA0037851	RA0037852	Email exchanges between Ky Hendrix & Marcus Rust re: Idea for future	105; 802	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0091	139	6/2/2006	NL004005	NL004005	Gene Gregory email to UEP Members			
0092	140	6/1/2006	UE0153007	UE0153008	Minutes of UEP Board of Directors Conference Call, June 1, 2006	105; 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes

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0093	142	5/25/2006	UE0153009	UE0153010	Minutes of Animal Welfare Committee Meeting Conference Call, May 25, 2006	105; 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0094	144	5/16/2006	UE0292916	UE0292919	UEP Board of Directors Meeting Minutes	402; 403	Relevant to show Certified Program, including certification process. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0095	145	5/15/2006	UE0153023	UE0153025	UEP Animal Welfare Committee Meeting Minutes	105; 402; 403; 805	Relevant to show Certified Program, including certification process. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0096	146	5/10/2006	UE0368500	UE0368510	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Articles "Supply/Demand Alert," "Egg Prices," "Flock Performance Data" are admissible under 801(d)(2)(A) and (E); other portions will be redacted, including "Washington Report." Admissible against all defendants.	
0097	148	4/26/2006	MFI0016950	MFI0016952	Email from Terry Baker to Diane Sparish et al. re: Update on UEP Board conference call, attaching UEP Board of Directors Conference Call minutes, April 25, 2006	105; 403; 802; 805	Relevant to show Michael Foods joining UEP certification program. Admissible under 801(d)(2)(E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0098	149	4/25/2006	UE0292920	UE0292921	Minutes of UEP Board of Directors Conference Call, April 25, 2006	105; 802; 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0099	150	4/22/2006	RAUPDATE0035475	RAUPDATE0035476	Email string between Gene Gregory and Marcus Rust	105; 402; 403; 802	Relevant to show Certified Program, including certification process. Admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0100	151	4/19/2006	RA0035663	RA0035664	Bryan Hendrix email Marcus Rust & Joe Miller re: Apology	105; 802; 901	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0101	152	4/15/2006	MFI0002148	MFI0002153	Email from Terry Baker to Vince O'Brien, et al. re: FW: AW Alternative Summary,	802	Non-hearsay use to show MFI participation and membership in conspiracy. Admissible under 803(6). Admissible under 801(d)(2)(E).	
0102	153	4/13/2006	UE0133640	UE0133643	UEP United Voices Newsletter	802*	Article "Supply/Demand Alert," "Egg Products," and "Flock Performance Data" are admissible under 801(d)(2)(A) and (E); other portions will be redacted. Admissible against all defendants.	
0103	154	4/13/2006	MFI0033973	MFI0033976	Email string between Terry Baker to JD Clarkson, et al. re: FW: Michael Foods	402; 802; 805	Evidence of Michael Foods as co-conspirator. Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	

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0104	155	4/13/2006	MFI0002155	MFI0002158	Email from Gene Gregory to Terry Baker re: Michael Foods Interest Expressed in "UEP Certified"	105; 402; 403; 802; 805	Evidence of Michael Foods as co-conspirator. Admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0105	157	3/31/2006	RA0034747	RA0034749	Gregory email to Rust, et al. attaching 03/31/06 UEP Marketing Committee Meeting Minutes	402; 403; 901	Produced by Rose Acre; relevant based on discussion of cage space, molting, and hen disposal. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice.	
0106	158	3/17/2006	UE0461432	UE0461432	Gene Gregory email to Peter DeCoster re: Quality Eggs of New England			
0107	159	3/16/2006	UE0461743	UE0461743	Linda Reickard email exchange with Gene Gregory			
0108	160	3/16/2006	CM00455508	CM00455513	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Article "Manage Egg Supply Post Easter," "Animal Welfare Audits," are admissible under 801(d)(2)(A) and (E); other portions will be redacted, including "Washington Report." Admissible against all defendants.	
0109	161	3/15/2006	UE0629492	UE0629492	Linda Reickard email exchange with Paul VandeBunte re: Feb. Report	105; 802	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0110	162	3/15/2006	RWS 000011241	RWS 000011242	Gene Gregory email to P. Sauder re: Conference Call	105, 802, 901, 602	Authentic email string; Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0111	163	3/14/2006	MFI0034198	MFI0034199	Email string between Terry Baker and Gregg Ostrander, et al.	403; 602	Relevant to show conspiracy and notice of antitrust complaints. Relevant, non-hearsay use (notice and effect on listener). Admissible under 801(d)(2)(E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0112	164	2/15/2006	CM00455491	CM00455497	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Article "Who Will Survive?"; "Egg Economic Situation"; "Summary of Flock Size and Egg Price Projections" and statistics are admissible under 801(d)(2)(A) and (E); other portions will be redacted, including "Washington Report." Admissible against all defendants.	
0113	165	2/8/2006	RA0067750	RA0067752	Backfilling Procedures for UEP Audits and attaching Weekly Production Summaries & Hy-Line Variety W-36 Post Molt Performance Tables	105; 802 (as to UEP, USEM, CMF)	Admissible under 801(d)(2)(A) and (E); 803(6) Admissible against all defendants.	
0114	167	1/24/2006	UE0211206	UE0211209	UEP Board of Directors Meeting Minutes	105; 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes

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0115	168	1/23/2006	UE0211204	UE0211205	UEP Animal Welfare Committee Minutes	402; 403; 408; 805	Relevant to show complaints of the animal welfare guidelines and the Certified Program, including that they are not scientifically sound and not a free market program. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Portion discussing lawsuit is not a prohibited use under 408. Admissible against all defendants.	Yes
0116	171	1/13/2006	MF10002839	MF10002845	Email from Gene Gregory to Gary West, et al.	105; 408; 802; 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0117	172	1/12/2006	CM00455459	CM00455474	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Article "New Year's Resolution" is admissible under 801(d)(2)(A) and (E); other portions will be redacted, including "Washington Report." Admissible against all defendants.	
0118	173	12/31/2005	UE0329047	UE0329065	2005 UEP Animal Husbandry Guidelines for Animal Care Certified, U.S. Egg Laying Flocks.	None		
0119	174	12/30/2005	RAUPDATE0034254	RAUPDATE0034254	Gene Gregory email to Marcus Rust	105; 802	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0120	176	12/8/2005	MF10040262	MF10040263	Email string between Gregg Ostrander, Terry Baker and JD Clarkson	403; 802	Relevant, non-hearsay use. Relevant to show participation and membership in conspiracy. Admissible under 801(d)(2)(E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0121	177	12/6/2005	NL00217575	NL00217575	Producer Meeting, Minneapolis Meeting Minutes	802, 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0122	180	11/13/2005	MF10611467	MF10611470	Email string between Terry Baker and Gregg Ostrander	802; 805	Non-hearsay use (effect on listener).	
0123	182	10/4/2005	MF10005548	MF10005576	UEP - Animal Welfare Public Relations Committee October 4, 2005 Meeting Minutes, Seattle, Washington	105; 402; 403; 408; 802; 805; 901	Relevant to show furtherance of conspiracy through measures of Certified Program, including molting, backfill ban, 100% and more. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0124	186	9/6/2005	NL002442	NL002444	Sparboe letter to UEP Deffner	105, 802	Non-hearsay use (notice and effect on listener). G. Gregory authored letter attached to Sparboe letter admissible under 801(d)(2)(A) and (E) against all defendants. Will redact first page.	
0125	188	8/29/2005	RAUPDATE0080605	RAUPDATE0080606	UEP Board of Directors Conference Call Meeting Minutes.	105; 408; 802; MIL	Admissible under 801(d)(2)(A) and (E) and 803(6). Not prohibited by 408. Admissible against all defendants.	Yes

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0126	189	7/1/2005	RA0075155	RA0075158	Rose Acre Monthly Compliance Report	None		Yes
0127	191	6/14/2005	UE0220384	UE0220384	Bob Sparboe letter to Al Pope withdrawing Sparboe from the UEP Animal Care Certified Program.	802	Non-hearsay use (notice and effect on listener).	
0128	192	6/1/2005	RA0006999	RA0007000	UEP shell marketing committee Conference Call meeting minutes	402; 403; 105; 805	Relevant to show action taken to address oversupply of eggs. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0129	194	5/12/2005	UE0372944	UE0372952	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Article "Have You Reduced Your Flock Size Yet?" is admissible under 801(d)(2)(A) and (E). Other portions will be redacted, including "Washington Report." Admissible against all defendants.	
0130	195	4/20/2005	UE0221301	UE0221308	Letter from Gene Gregory to UEP's Producer Committee for Animal Welfare, attaching 4/19/2005 meeting minutes	105; 402; 403; 805	Relevant to show notice that Certified Program was a restraining on trade, compliance with guidelines of animal welfare program, among others. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0131	197	4/1/2005	RA0075107	RA0075110	Rose Acre Monthly UEP Certified Program Compliance Report	None		Yes
0132	198	3/20/2005	MF10017306	MF10017309	Email string between Terry Baker and Gregg Ostrander, et al	802	Admissible under 801(d)(2)(E) and 803(6). Admissible against all defendants.	
0133	200	2/17/2005	UE0073615	UE0073618	UEP United Voices newsletter	802*	Article "Animal Care Certified Companies" and "Audit of Animal Care Certified Companies" are relevant to show enforcement and compliance with animal welfare guidelines; "Supply – Demand" is relevant to show flock reduction during periods of low demand; "Egg Breaking Report" relevant to egg products; admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Irrelevant portions will be redacted. Admissible against all defendants.	
0134	201	2/8/2005	MF10614973	MF10614975	Email string between Gregg Ostrander and Terry Baker, et al.	802	Not for hearsay use. For identification purposes as introduced in Ostrander designation	
0135	202	2/3/2005	UE0246027	UE0246032	UEP United Voices newsletter	802*	Article "Marketing Committee Recommendations," "Nation's Layer Flock and Other Statistics" are admissible under 801(d)(2)(A) and (E). other portions will be redacted, including "Washington Report." Admissible against all defendants.	

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0136	204	1/25/2005	DAY0028028	DAY0028035	UEP Board of Directors January 25, 2005 Meeting Minutes.	105; 402; 403; 802; 805; 901; Noerr Pennington	We can redact 28033-35. The remainder is relevant to show guidelines of animal welfare program. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0137	205	1/24/2005	UE0293830	UE0293831	UEP-Shell Marketing Committee Meeting Minutes. UEP's	105; 402; 403; 805	Relevant to show conspiracy to increase egg price by reducing flock size and UEP member commitments to do so. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0138	207	11/23/2004	MPS-00066166	MPS-00066169	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Article "'Egg Industry 'Economic Summit'" is admissible under 801(d)(2)(A) and (E); other portions will be redacted, including "Washington Report." Admissible against all defendants.	
0139	208	11/19/2004	MF10615604	MF10615609	Letter from UEP to Terry Baker re "Egg industry Economic Summit."	105; 402; 403; 802; 805	Relevant to show conspiracy to increase price by limiting supply, including through intention forms. Admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0140	210	11/16/2004	UE0146041	UE0146055	Egg Economic Summit November 16, 2004 Atlanta, GA	105; 402; 403; 802; 805	Relevant to show conspiracy to increase profit through a 5% flock reduction. Admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0141	213	11/8/2004	UE0465145	UE0465147	Reickard email to Chad Gregory re 2004 Economic Summit	105; 401; 402; 802	Relevant to participation in conspiracy. Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0142	215	10/22/2004	UE0212297	UE0212300	UEP Annual Board Meeting Minutes.	105; 402; 403; 805	Relevant to show conspiracy to increase egg prices through a flock reduction. Admissible under 801(d)(2)(A) and (E), 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0143	217	10/20/2004	DAY0028896	DAY0028925	Shell Egg Marketing Committee 10/20/04 Meeting Minutes; UEP Shell Egg Marketing Committee Member List	105; 402; 403; 802; 805; 901; Noerr Pennington	Relevant to show conspiracy to increase egg prices through a flock reduction; relevant to show flock size and price. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0144	219	9/2/2004	UE0936410	UE0936417	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Articles "August Hen Numbers and Egg Price," "August 1st Layer Inventory," "Animal Welfare Audits," "Non-Feed Withdrawal Molts" and statistics are re flock size and price are admissible under 801(d)(2)(A) and (E). Other portions will be redacted, including "Washington Report." Admissible against all defendants.	
0145	220	7/28/2004	UE0131771	UE0131774	United Voices Newsletter	802*	Article "Letter of Egg Market Comments" is admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0146	221	7/7/2004	RA0006491	RA0006491	Hinton email to Cracker Barrel	105; 802	Admissible under 801(d)(2)(A). Admissible against Rose Acre.	

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0147	222	7/6/2004	RA0075575	RA0075578	September 2004 UEP Animal Husbandry Guidelines Monthly Compliance Report	None		Yes
0148	223	6/30/2004	UE0888743	UE0888745	Al Pope email to Roger Deffner attaching 06/29/04 Pope memo to Deffner	105; 802	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0149	224	6/17/2004	UE0072498	UE0072501	United Voices Newsletter	802*	Articles "Intentions to Meet Marketing Committee Recommendations," "Egg Breaking Report," "Feeder Space Requirements" are admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0150	226	5/20/2004	MPS-00066253	MPS-00066263	United Voices Newsletter	105, 602, 701, 802, 805, Noerr-Pennington	Article "Are You Committed" is relevant to show enforcement and compliance with animal welfare program; "US Flock Projections" and statistics are relevant to flock size and price; admissible under 801(d)(2)(A) and (E); irrelevant portions will be redacted. Admissible against all defendants.	
0151	227	5/14/2004	MF10001124	MF10001125	UEP issues a May 14, 2004 Urgent Notice of the Marketing Committee's May 10, 2004 recommended action	105; 402; 403; 802	Relevant to show conspiracy to increase price by limiting supply, including through intention forms to follow molt and flock disposal recommendations. Admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all	
0152	228	5/10/2004	UE0153279	UE0153280	Producer Committee For Animal Welfare Meeting minutes	105; 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0153	229	5/10/2004	UE0153277	UE0153278	UEP Marketing Committee Meeting Minutes.	105; 402; 403; 805	Relevant to show consideration of supply when analyzing how to increase egg prices. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0154	233	3/24/2004	UE0880125	UE0880127	Don Bell email to Al Pope	701; 802	Relevant to show conspiracy, including through plan to control flock size to achieve higher egg prices. Admissible under 801(d)(2)(A), (C), and (E). Admissible against all defendants.	
0155	235	3/4/2004	MOARK0006793	MOARK0006804	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Article "Supply Demand" and statistics re flock size and price are admissible under 801(d)(2)(A) and (E); other portions will be redacted, including "Washington Report." Admissible against all defendants.	
0156	237	3/1/2004	CM00704568	CM00704581	Don Bell's Table Egg Layer Flock Projections and Economic Commentary - 2004 No. 40 ; UEP's United Voices Newsletter	802*	Articles "Comparisons to Past Easter Markets," "Can we Maintain Prices above \$1.00 per Dozen," and "What a Difference Year Makes!" admissible under 801(d)(2)(A) and (E). Other portions will be redacted. Admissible against all defendants.	
0157	238	2/26/2004	RA0077069	RA0077071	KY Hendrix Self and Company Evaluation to Lois Rust.	105; 802	Admissible under 801(d)(2)(A). Admissible against Rose Acre.	

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0158	239	2/16/2004	MOARK0027417	MOARK0027425	Linda Reickard UEP memo to Craig Willardson (Norco Ranch); 12/22/2004 Gene Gregory UEP letter to Craig Willardson (Norco Ranch)	105; 802	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0159	240	2/10/2004	UE0810722	UE0810723	Gene Gregory email to Robert Pierre	105; 402; 403; 802	Should be redacted to remove the words "Cal-Maine"; Relevant to show the cause of increased egg prices, including decreases supply due to animal welfare program and exports, and UEP's willingness to "use" the Atkins diet as a reason for improved prices. Admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0160	242	12/31/2003	CM00430620	CM00430633	Animal Welfare Report for 2003 Area Meetings	105, 701, 802, 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0161	243	12/17/2003	CM00725034	CM00725044	Minutes of Special Meeting of The Directors of Cal-Maine Foods, Inc	105, 802, 805	Admissible under 801(d)(2)(A) and 803(6). Admissible against all defendants.	Yes, but not as to statements by individuals within minutes.
0162	245	11/5/2003	NL01199471	NL01199473	Letter from J. Mueller, Esq. to I. Isaacson, Esq	105, 602, 701, 802, 805	Relevant, non-hearsay use (notice and effect on listener). Admissible against all defendants.	
0163	248	10/24/2003	RA0068071	RA0068100	UEP Annual Board Meeting Minutes	105; 402; 403; 802; 805; Noerr Pennington	Relevant to show participation and membership in conspiracy. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0164	249	10/22/2003	UE0153327	UE0153329	UEP Animal Welfare Committee Meeting Minutes	105; 402; 403; 805	Relevant to show through animal welfare guidelines, Certified Program certification process, etc. Probative value not substantially outweighed by unfair prejudice. Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0165	250	10/1/2003	UE0139893	UE0139897	An Economic Perspective by: Gene Gregory.	105; 402; 403; 802; 805	Relevant to show the cause of increased egg prices, including decreases supply due to animal welfare program and exports, and UEP's willingness to "use" the Atkins diet as a reason for improved prices. Admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0166	251	9/11/2003	UE0875297	UE0875304	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Article "Don't Screw Up A Good Thing" is relevant to show the effect of flock reduction measures to control supply; admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Irrelevant portions will be redacted. Admissible against all defendants.	
0167	252	8/27/2003	MOARK0006298	MOARK0006308	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Articles "Exports," "Why Are Prices High?" and statistics re flock size and price are admissible under 801(d)(2)(A) and (E). Other portions will be redacted, including "Washington Report." Admissible against all defendants.	
0168	253	7/23/2003	CM00224440	CM00224442	Gregory to Looper email re: Hens Needed to Meet the Egg Market Demand	105, 701, 802, 901	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	

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0169	254	7/10/2003	SF000165	SF000166	Sparboe letter to Pope	403; 701(a) and (c); 802	Relevant, non-hearsay use (notice and effect on listener). Relevant to show complaints the UEP animal welfare program was an unfair restraint of trade. Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0170	255	7/2/2003	UE0753395	UE0753407	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Articles "Flock Size Continues to Decline," "Animal Welfare Audits and Other Welfare Issues" and statistics are admissible under 801(d)(2)(A) and (E). Other portions will be redacted, including "Washington Report." Admissible against all defendants.	
0171	257	6/4/2003	UE0136174	UE0136177	United Voices Newsletter	802*	Articles "Layer Inventory Shows Promising Sign," "May's Prices Best in Many Years," are admissible under 801(d)(2)(A) and (E). Other portions will be redacted. Admissible against all defendants.	
0172	258	5/15/2003	UE0295087	UE0295090	UEP Board of Directors Legislative Meeting Minutes Washington, DC	105; 402; 403; 805	Relevant to show conspiracy, including through animal welfare guidelines measures such as the ban on backfilling. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0173	259	5/13/2003	UE0153340	UE0153341	UEP Marketing Committee, Washington, DC, Minutes	105; 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0174	260	5/12/2003	UE0153353	UE0153355	UEP Producer Committee For Animal Welfare, Washington, DC	105; 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0175	262	3/28/2003	CM00725386	CM00725400	Minutes of Quarterly Director's Meeting of Cal-Maine Foods, Inc.	105, 802	Admissible under 801(d)(2)(A) and 803(6). Admissible against all defendants.	Yes, but not as to statements by individuals within minutes.
0176	265	3/3/2003	UE0837052	UE0837053	Gregory email to Bynum re FMI	105; 802; 805	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0177	268	2/26/2003	MPS-00120484	MPS-00120548	UEP Producer Committee for Animal Welfare Conference Call Minutes	105, 802, 805	Redact handwriting on bottom of second page. Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0178	269	2/7/2003	CM00415781	CM004157891	Memo to Cal-Maine Foods	105, 802	February 7, 2003 Letter and confirmation between Baker and Gregory Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants. Remainder to be redacted	Yes (pages 3-5 of PDF only)
0179	270	2/6/2003	UE0153503	UE0153503	USEM Export/Executive Committee Conference Call Minutes.	105; 402; 403; 805	Relevant to show exports. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0180	272	2/3/2003	MPS-00123260	MPS-00123261	Gene Gregory memo to Animal Care Certified Companies	105, 802	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	

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0181	274	1/30/2003	UE0153504	UE0153504	USEM Export/Executive Committee Conference Call Minutes.	105; 402; 403; 802	Relevant to show exports. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0182	276	1/21/2003	DAY0034439	DAY0034442	UEP Board of Directors meeting minutes.	105; 402; 805; Noerr Pennington	Relevant to show conspiracy, including through animal welfare guidelines. Redact irrelevant portions. Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0183	277	1/21/2003	UE0295432	UE0295436	UEP Board of Directors meeting minutes.	105; 402; 805	Relevant to show conspiracy, including through animal welfare guidelines. Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0184	278	1/20/2003	CM00415532	CM00415535	Sparboe Companies letter to UEP Animal Welfare Committee Members	602, 802	Admissiblbe for a non-hearsay purpose (effect on listener and notice); Admissible against all defendants.	
0185	282	1/11/2003	UE0158940	UE0158942	Unexecuted Memo with handwritten notes re UEP Animal Husbandry Guidelines	802; 402; 403	Relevant, non-hearsay use (notice and effect on listener). Probative value not substantially outweighed by unfair prejudice.	
0186	283	1/11/2003	DAY0014292	DAY0014294	Executed Request for Reconsideration of 100% Rule	105; 802; 805	Non-hearsay use (effect on the listener); 803(6)	
0187	285	2003	UE0295498	UE0295499	United Egg Producers Board Members and Committee Chairmen 2003 Directory	802	Admissible under 803(6). Admissible against all defendants.	Yes
0188	286	1/1/2003	BELL-D-00028164	BELL-D00028232	Collection of Minutes of UEP Committees	105; 402; 403; 701; 802; 805; 901	Relevant to show animal welfare committee considered factors other than science and to show how guidelines impacted flock size. Admissible under 801(d)(2)(A) and (E); 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0189	287	11/25/2002	UE0200012	UE0200012	USEM Memo to its members	105; 802	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0190	288	11/18/2002	UE0135635	UE0135638	United Voices Newsletter	802*	Articles “Certified Companies,” “Benefit of Export” are admissible under 801(d)(2)(A) and (E). Other portions will be redacted. Admissible against all defendants.	
0191	291	10/22/2002	CM00415931	CM00415933	USEM correspondence to USEM members re Export Order Accepted.	802	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0192	293	10/10/2002	UE0295096	UE0295099	UEP Annual Board Meeting Minutes.	105; 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes

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0193	294	10/9/2002	UE0153388	UE0153390	UEP Animal Welfare Committee Meeting Minutes	105; 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0194	295	10/9/2002	CM00274063	CM00274077	UEP Marketing Committee Meeting Minutes	802, 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0195	296	10/7/2002	CM00429324	CM00429334	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Redact CM00429331-334; Remainder admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0196	298	8/12/2002	RASEYMOUR0000060767	RASEYMOUR0000060767	Rose Acre Farms Square Inch Effects Summary Page.	None		
0197	300	7/29/2002	UE0069724	UE0069725	UEP United Voices Newsletter	802*	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0198	301	7/16/2002	UE0159036	UE0159037	AI Pope UEP letter to FMI's Hammond & Brown & NCCR's Dort	105; 802; 805	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0199	302	7/15/2002	MPS-00120815	MPS-00120815	UEP Board of Directors Conference Call minutes.	802, 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0200	303	7/15/2002	UE0135717	UE0135720	United Voices Newsletter	802*	Articles "Certified Companies Meet in Chicago," "Monthly Compliance Reports," "Egg Price Forecast," "Egg Products Report" are admissible under 801(d)(2)(A) and (E). Other portions will be redacted. Admissible against all defendants.	
0201	305	6/5/2002	UE0847400	UE0847400	John Glessner email to Gene Gregory	105; 802	Redact top email from Glessner. Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0202	307	5/8/2002	RA0080000	RA0080002	KY Hendrix memo to RA Board	105; 802	Admissible under 801(d)(2)(A). Admissible against Rose Acre.	
0203	308	5/6/2002	UE0135786	UE0135797	United Voices Newsletter	802*	Articles "Prices Should Improve But Supply Action Plan Must Be Followed Now," "Certified Companies," and statistics re relevant to flock size and price are admissible under 801(d)(2)(A) and (E). Other portions will be redacted. Admissible against all defendants.	
0204	309	4/22/2002	MPS-00122892	MPS-00122893	UEA Further Processors Animal Welfare Briefing Breakfast - Minutes, Caesars Palace - Las Vegas, Nevada.	802, 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	

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0205	310	4/17/2002	UC_E00055875	UC_E00055875	Don Bell email to Gene Gregory re Econ Memo #14.	105; 402; 403; 602; 701; 802; 901	Relevant to show use of animal welfare guidelines to control flock size and egg supply. Admissible under 801(d)(2)(A) and (E). Authentic document under 901(b)(8)(C). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0206	311	4/15/2002	BELL002774	BELL002777	Don Bell's Table Egg Layer Flock Projection and Economic Commentary - 2002, No. 14.	701; 802; 901	Admissible under 801(d)(2)(A), (C), and (E). Authentic document under 901(b)(8)(C). Admissible against all defendants.	
0207	312	4/5/2002	MOARK0007699	MOARK0007699	Joe Fortin email to Paul Olsborne and Jerry Wells	105; 802	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0208	314	3/27/2002	RA0067638	RA0067639	L Rust Handwritten note to Ky Hendrix	105; 802	Admissible under 801(d)(2)(A). Admissible against Rose Acre.	
0209	315	3/26/2002	UE0153419	UE0153422	Producer Committee For Animal Welfare Meeting Minutes.	105; 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0210	318	3/25/2002	CM00407889	CM00407892	UEP United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Articles "Certified Companies," "Audit Form & Procedure," "You Should Implement Guidelines," "Plan to Balance Supply with Demand," all admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Will redact remainder, including "Washington Report."	
0211	319	3/20/2002	MFI0052008	MFI0052010	Email from Gene Gregory to Joe Forin, et al	403; 802 (2009-2010 missing from PDF) [Jenner note: Sent MFI0052009-10 to Defendants on 9/19/2022]	Admissible under 801(d)(2)(A), (C), and (E); 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0212	320	3/17/2002	UE0174535	UE0174536	Jeff Armstrong email to Gene Gregory	105; 802; 805	Relevant, non-hearsay use (notice and effect on listener). Admissible under 801(d)(2)(A), (C), and (E). Admissible against all defendants.	
0213	321	3/14/2002	RA0067468	RA0067469	Ky Hendrix memo to Lois Rust, Anthony Rust, Marcus Rust, Victor Rigterink & David Hurd	105; 802	Admissible against Rose Acre under 801(d)(2)(A).	
0214	322	3/11/2002	UE0204499	UE0204499	Memo to all UEP Members	105; 402; 403; 802	Relevant to show conspiracy to reduce supply of eggs and increase egg prices through measures including molting and disposing of spent hens. Admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0215	323	3/11/2002	UE0153423	UE0153423	UEP Marketing Committee meeting minutes	105; 402; 403; 805	Relevant to show conspiracy to reduce supply of eggs and increase egg prices through measures including molting and disposing of spent hens. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0216	327	Multiple dates	UE0147707	UE0148220	United Egg Producers Membership Agreements	402; 403; 802	Redact 708-18, 20-21, Relevant to show members of UEP and flock size. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes as to membership agreements only.

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0217	328	2/4/2002	UE0721347	UE0721350	Export Ballot and Benefits of Export Information Sheet	105; 402; 403; 802	Relevant to show exports. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0218	329	1/30/2002	UE0331258	UE0331270	Gregory letter to Ken Looper	105; 402; 403; 802	Relevant to show how animal welfare guidelines operated as a supply reduction program. Admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0219	330	1/25/2002	UE0153509	UE0153509	USEM Executive/Export Committee Conference Call Minutes	105; 402; 403; 805	Relevant to show exports. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0220	331	1/15/2002	UE0153426	UE0153430	UEP Board of Directors Meeting Minutes.	105; 402; 403; 805	Relevant to show plan to reduce cage density. Admissible under 801(d)(2)(A) and (E); 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0221	332	1/7/2002	UE0069835	UE0069836	United Voices Newsletter	802*	Article "I'm A Participant," "Positive Signs," "Area Meetings Planned" are admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Remainder will be redacted.	
0222	333	1/6/2002	UE0174530	UE0174530	Armstrong email to Gregory	105; 802; 805	Relevant, non-hearsay use (notice and effect on listener). Admissible under 801(d)(2)(A), (C), and (E). Admissible against all defendants.	
0223	334	1/1/2002	UE0067353	UE0067353	Al Pope Commentary re "What Better Time to Reduce Cage Density" "Put Money In Your Pocket"	105; 402; 403; 802	Relevant to show plan to reduce cage density to increase profits. Admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0224	336	11/14/2001	UE0174658	UE0174659	Producer Committee For Animal Welfare Minutes, Chicago, IL.	105; 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0225	337	9/13/2001	CM00182540	CM00182542	Executed Cal-Maine Commitment to Change	None		
0226	338	10/29/2001	CM00189826	CM00189828	USEM correspondence to USEM members	105, 802	Admissible under 801(d)(2)(A) and (E), 803(6). Admissible against all defendants.	Yes
0227	339	9/24/2001	UE0153457	UE0153458	Special Called UEP Marketing Conference Call minutes	105; 402; 403; 805	Relevant to show plan to decrease flock supply during periods of lower demand. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0228	340	9/10/2001	CM00415047	CM00415048	Gregory USEM memo to members re Export	105	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	

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0229	341	9/10/2001	UE0153515	UE0153515	USEM Executive/Export Committee Conference Call Minutes	105; 402; 403; 701; 802; 805	Relevant to show exports. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0230	342	9/10/2001	CM00182536	CM00182537	Gene Gregory UEP memo to UEP members of Area #5 (Southern)	105, 802	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0231	343	9/5/2001	UE0153459	UE0153460	Special Meeting of Area # 5, Atlanta Georgia Meeting Minutes	105; 402; 403; 805	Relevant to show plan to take action to adjust supply of eggs and to affect egg prices through flock reduction measures. Admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0232	344	9/3/2001	DAY0028272	DAY0028275	United Voices Newsletter	802*	Article "Hatch Increase Continues," "Area Meetings," "Audit Forms" are admissible under 801(d)(2)(A) and (E). Other portions will be redacted. Admissible against all defendants.	
0233	345	8/10/2001	UE0840236	UE0840238	Joy Mench email exchanges with Gene Gregory	105; 802; 805	Non-hearsay use (notice and effect on listener). Admissible under 801(d)(2)(A), (C), and (E). Admissible against all defendants.	
0234	346	8/6/2001	UE0135030	UE0135035	United Voices Newsletter	802*	Article at bottom of page 1 and on page 3 are relevant statements by a party-opponent and co-conspirator statements under 801(d)(2)(A) and (E). Others will be redacted. Admissible against all defendants.	
0235	347	7/31/2001	UE0153461	UE0153461	UEP Marketing Committee Conference Call Meeting Minutes	105; 402; 403; 805	Relevant statements by a party-opponent under 801(d)(2)(A) and in furtherance of conspiracy under (E) that discuss plan, business records under 803(6). Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice	Yes
0236	349	6/1/2001	UE0204505	UE0204505	UEP Supply/Demand Alert	105;402; 403; 802	Relevant statements by a party-opponent under 801(d)(2)(A) and in furtherance of conspiracy under (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0237	350	5/16/2001	UE0153445	UE0153447	UEP Board of Directors Meeting Minutes	402; 403	Relevant statements by UEP Board of Directors re animal welfare committee and marketing committee. Admissible under 803(6). Probative value not substantially outweighed by unfair prejudice.	
0238	352	2/21/2001	UE0153478	UE0153479	UEP Marketing Committee Meeting Minutes.	105; 402; 403; 805	Relevant statements by a party-opponent under 801(d)(2)(A) and in furtherance of the conspiracy under (E) that discusses flocks sizes, supply problems, exports, Don Bell consultancy. Admissible under 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0239	353	2/21/2001	CM00406011	CM00406024	UEP Marketing Committee Meeting Agenda & Materials.	105, 701, 802, 805	Relevant statements admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	

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0240	355	2/1/2001	UE0790540	UE0790542	Executed Economic Consultant Agreement with Donald Bell	None		
0241	357	12/20/2000	UE0146962	UE0146964	Gene Gregory UEP memo to UEP Marketing & Price Discovery Committee Members	105; 402; 403; 802	Relevant statements admissible under 801(d)(2)(A) and (E) that discusses results of conspiracy and encourages continued participation; probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0242	358	12/18/2000	UE0245193	UE0245194	UEP United Voices Newsletter	802*	Articles "Eggs Used for Breaking Continues Growth Pattern," "Nationwide Egg Market Outlook," "UEP Helps Turn Industry Around," "2001 Committee Appointments," and "The Benefits of an Export," admissible statements under 801(d)(2)(A) and (E). Admissible against all defendants. Others will be redacted.	
0243	359	10/13/2000	UE0153173	UE0153176	United Egg Producers Annual Board Meeting Minutes.	105; 402; 403; 805	Relevant statements admissible under 801(d)(2)(A) and (E) (Animal Welfare Committee Report, Marketing/Price Discovery Committee Report) that are not substantially outweighed by unfair prejudice. Business record under 803(6). Admissible against all defendants.	Yes
0244	362	9/8/2000	UE0200092	UE0200099	Executed Joint Resolutions Adopted at the USEM Special Meeting.			
0245	363	9/1/2000	UE0208684	UE0208703	Recommendations for UEP Animal Welfare Guidelines.	None		
0246	364	8/29/2000	MOARK0020647	MOARK0020652	UEP (Gene Gregory) memo to UEP Members re UEP is assuming management of USEM	105; 402; 403; 802	Relevant admissible statements under 801(d)(2)(A) and (E) regarding conspiracy to reduce domestic supply of eggs through exports. Probative value is not substantially outweighed by unfair prejudice. Non-hearsay use also. Admissible against all defendants.	
0247	365	8/25/2000	UE0153185	UE0153185	UEP Export Committee Conference Call Minutes	105; 402; 403; 805	Relevant statements regarding exports; probative value not substantially outweighed by unfair prejudice. Admissible under 801(d)(2)(A) and (E). Business record under 803(6). Admissible against all defendants.	Yes
0248	368	5/1/2000	UE0331895	UE0331919	Recommendations for UEP Animal Welfare Guidelines.	None		
0249	369	4/3/2000	UE0065825	UE0065832	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Article "Supply Management" is admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Others will be redacted, including "Washington Report."	
0250	371	3/6/2000	NL003281	NL003290	UEP United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Article "Record Attendance at UEP Board Meeting," "Benefit of February Export Order," "USDA Poultry Statistics," "Nationwide Egg Market Outlook," statistics re layers and later export form are statement by a party-opponent under 801(d)(2)(A) and in furtherance of the conspiracy under (E).	
0251	372	2/24/2000	UE0296996	UE0296999	UEP Board of Directors Minutes of Dallas Meeting.	402; 403; 105; 805	"Marketing Committee Report" includes relevant statements by a party-opponent under 801(d)(2)(A) and in furtherance of conspiracy under (E). Business record under 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes

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0252	373	2/4/2000	UE0297000	UE0297001	UEP Board of Directors Conference Call Meeting Minutes.	105; 402; 403; 805	Minutes regdring export update by Gregory regarding export order are statements by a party-opponent under 801(d)(2)(A) and (E). Business record under 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0253	374	2/1/2000	UE0297248	UE0297248	UEP's Export Committee Meeting Conference Call Minutes.	402; 403; 805	Relevant statements by a party-opponent under 801(d)(2)(A) and (E) in furtherance of plan to export. Business record under 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0254	375	1/17/2000	CM00413088	CM00413095	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	"The Market Only Demands an Equal Supply" article is admissible under 801(d)(2)(A) and (E) as supply reduction program. Admissible against all defendants. Others will be redacted, including "Washington Report."	
0255	376	1/1/2000	MPS-00121287	MPS-00121292	USEM (Management provided by UEP) - An Export Opportunity for All Egg Producers promotional packet	105, 602, 701; 802	Admissible under 801(d)(2)(A) and (E)s. Admissible against all defendants.	
0256	377	12/22/1999	BELL004041	BELL004042	Don Bell email to Animal Welfare Committee	701; 802; 901	Relevant statements by a party-opponent under 801(d)(2)(A) and in furtherance of the conspiracy under (E).	
0257	378	11/22/1999	UE0297249	UE0297250	UEP Marketing & Price Discovery Committee Conference Call minutes.	105; 402; 403; 701; 805; Noerr-Pennington	Relevant statements by a party-opponent under 801(d)(2)(A) and (E) that discuss plan to reduce supply. Business record under 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0258	379	9/1/1999	UB00002191	UB00002192	Membership Response to Economic Survey	105; 402; 403; 802; 805	Non-hearsay use; Relevant and admissible statements under 801(d)(2)(A), (B), and (E). 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0259	380	7/15/1999	UE0220940	UE0220941	UEP Marketing & Price Discovery Committee Meeting Minutes.	402; 403; 701; 805	Admissible under 801(d)(2)(A), (E) and 803(6). Relevant statements that has a probative value that is not substantially outweighed but unfair prejudice. Admissible against all defendants.	Yes
0260	381	7/1/1999	Bell-D-00026787	Bell-D-00026788	Gene Gregory fax to Don Bell & Lee Schrader	105; 402; 403; 602; 802; 901; Noerr-Pennington	Admissible under 801(d)(2)(A) and (E) that discuss plan. Authentic under 901(b)(8)(C). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0261	382	6/7/1999	CM00405666	CM00405673	UEP United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Articles "A Message From the Marketing Committee," "Vitamin Antitrust Litigation," "Eggs Processed" are admissible under 801(d)(2)(A) and (E). "Vitamin Antitrust Litigation" is also non-hearsay use, as providing notice. Admissible against all defendants. Others will be redacted, including "Washington Report."	
0262	383	5/26/1999	UE0220918	UE0220919	UEP Marketing Committee Meeting Conference Call Minutes	105; 402; 403; 805	Relevant statements by a party-opponent under 801(d)(2)(A) and E that discuss plan. Business record under 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0263	384	5/24/1999	CM00405674	CM00405681	United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Article "Increasing Flock Size" is admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Others will be redacted, including "Washington Report."	

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0264	385	5/13/1999	UE0297726	UE0297730	UEP Board of Directors Minutes of Washington Meeting.	105; 402; 403; 802; 805; Noerr-Pennington	"Chairman's Comments" and "Marketing Committee Report" are relevant statements by a party-opponent under 801(d)(2)(A) and E that discuss plan. Business record under 803(6). Probative value not substantially outweighed by unfair prejudice. Remainder to be redacted	
0265	386	5/11/1999	UE0220944	UE0220945	UEP Marketing & Price Discovery Committee Meeting Minutes.	401; 802; 805	Relevant statements by a party-opponent under 801(d)(2)(A) and (E) that discuss plan to get member commitments for exports. Business record under 803(6). Admissible against all defendants.	Yes
0266	387	5/3/1999	CM00406453	CM00406460	UEP United Voices Newsletter	802*; Noerr-Pennington (only as to Washington Report attachment)	Articles "Molt at 60 Weeks" and "Export Commitment" are admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Others to be redacted, including "Washington Report."	
0267	388	4/27/1999	UE0297497	UE0297497	UEP Marketing Committee minutes	105; 402; 403; 802	Relevant statements by a party-opponent under 801(d)(2)(A) and (E). Business record under 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0268	390	4/19/1999	UE0064509	UE0064514	UEP United Voices Newsletter	105; 402; 403; 701; 802	Article "Hen Disappearance - Key to Profits" and "Response to Supply Adjustment Plan" relevant to show plan. Admissible under 801(d)(2)(A) and (E) that discuss plan. Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants. Remainder to be redacted.	
0269	391	4/5/1999	UB00009129	UB00009132	United Voices newsletter	802*	Article "Flock Size Adjustment is Needed Now" is admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Others to be redacted.	
0270	392	3/1/1999	UE0204520	UE0204520	Supply/Demand Alert for All UEP Members.	105; 402; 403; 802	Relevant statements by a party-opponent under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0271	393	3/9/1999	UE0297476	UE0297480	UEP Board of Directors Meeting Minutes, Chicago Ill	105; 402; 403; 805	Minutes of Chairman's Report and President's Report relevant to show consolidation of the UEP. Marketing & Shell Egg Price Discovery Committee Report relevant admissible under 801(d)(2)(A), (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all	Yes
0272	394	2/22/1999	UE0064537	UE0064539	UEP United Voices Newsletter	802*	Article "Egg Price Comparison" is admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Others to be redacted.	
0273	396	1/1/1992	Bell-D-00031284	Bell-D-00031295	Managing the Nation's Laying Flock Presentation by Don Bell.	701; 802; 901	Relevant statements by a party-opponent under 801(d)(2)(A) and E. Authentic document under 901(b)(8)(C). Admissible against all defendants.	
0274	399		BELL004353	BELL004354	Jerry Faulkner letter to Don Bell thanking him for presenting a current statistical and outlook report.	105; 402; 403; 802	Relevant statements by a party-opponent under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0275	400		MF10005910	MF10005929	Composite Exhibit re Shell Eggs Marketing Committee Meeting packet	105; 402; 403; 802; 805; 902	Minutes on page 3, and Supply Demand Alert on page 7 are relevant statements by a party-opponent under 801(d)(2)(A) and (E). Minutes are business record under 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants. Remainder to be redacted.	

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0276	403	10/17/2008	MFI0344415	MFI0344416	Reickard memo to Bebee	602; 802	Relevant statements admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0277	405	4/27/2004	MPS-00120073	MPS-00120108	Minutes for Producer Committee for Animal Welfare	802, 805, 402, 403, 901	Minutes on pages 3-7 relevant statements by a party-opponent under 801(d)(2)(A) and E. Minutes are business record under 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants. Remainder to be redacted.	
0278	412	6/1/2005	NL001081	NL001083	Marcus Rust email to Roger Deffner re ACC Program	105, 802	801(d)(2)(A) and (E); Admissible against all defendants.	
0279	416	2/16/2007	RA0000702	RA0000710	Patricia Huff email to Greg Hinton attaching UEP United Voices	105; 402; 403; 602; 701; 802; 805	Email with Article "USEM Takes Another Export" relevant to show exports and article "Industry's Largest Producers" relevant to show market power. Admissible under 801(d)(2)(A), (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants. Remainder to be redacted.	
0280	418	7/11/2007	RA0002451	RA0002459	Whittington email to Marshal attaching latest UEP newsletter	105; 402; 403; 701; 802; 805;	Email with Article June Egg Prices at Record High to show success of the plan. Admissible under 801(d)(2)(A), (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants. Remainder to be redacted.	
0281	425	8/9/2007	RA0042926	RA0042926	USEM Export Committee Conference Call Minutes	105; 402; 802	Minutes of USEM Meeting relevant to show exports. Admissible under 801(d)(2)(A), (E) and 803(6). Admissible against all defendants.	Yes
0282	429	3/1/2005	RA0075027	RA0075052	Poultry Programs Guidelines for Conducting UEP Animal Husbandry Audits	105; 802	Relevant to show enforcement of conspiracy through audits. Admissible under 801(d)(2)(A) Admissible against all defendants.	
0283	430	6/1/2008	RA0081776	RA0081798	June 2008 RA Consolidated Financial Statement & Supporting Schedules	None		Yes
0284	431	June, 2002	RA0082759	RA0082775	June 2002 RA Consolidated Financial Statement & Supporting Schedules	None		Yes
0285	432	4/13/2007	RA0084743	RA0084744	Rose Acre Farms Governance	105; 802 (as to UEP, USEM, CMF)	Relevant statement by a party opponent under 801(d)(2)(A). Admissible under 803(6). Admissible against all defendants.	
0286	433	6/14/2010	RAFKS0009762	RAFKS0009762	Marshall email to Steve Paul re Mason Dicon	105; 402; 403; 802; 805	Relevant statement to show success of the plan by a party opponent admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0287	435	7/2/2003	RAUPDATE0000460	RAUPDATE0000473	Patricia Huff email to United Voices email list attaching UEP United Voices	105; 402; 403; 701; 802; 805; Noerr Pennington	Email attaching article "Flock Size Continues to Decline" relevant to show success of plan. Relevant statements by a party-opponent under 801(d)(2)(A) and E. Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants. Remainder to be redacted.	

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0288	437	5/11/2005	RAUPDATE0005158	RAUPDATE0005159	Hinton email to Nancy Beatty re: Fresh Egg Market	105; 701(a) and (c) 802	Relevant statements by a party-opponent under 801(d)(2)(A) and E Admissible against all defendants.	
0289	439	7/5/2006	RAUPDATE0037783	RAUPDATE0037784	Gregory email to Marcus Rust re New Certified Companies. Forwards Gregory email to all re Golden Oval Eggs & Michaels Foods have filed all paperwork to be UEP Certified.	105; 802	Relevant statements admissible under 801(d)(2)(A), (E). Admissible against all defendants.	
0290	440	2/28/2008	RAUPDATE0044231	RAUPDATE0044231	Gene Gregory email to Ky Hendrix disussing Farm Average Space Allowances.	105; 802; 805	Relevant statements admissible under 801(d)(2)(A), (E). Admissible against all defendants.	
0291	441	7/12/2006	RAUPDATE0072083	RAUPDATE0072083	Hinton email to Rust re Jewel & Dominics stores don't have UEP certified logo	105; 802; 805	Relevant statements admissible under 801(d)(2)(A), (E). Admissible against all defendants.	
0292	442	8/7/2007	RAUPDATE0080438	RAUPDATE0080440	Email from Joe Miller to Gene Gregory (United Egg) attaching letter to USDA-AMS concerning PVP shield	105; 402; 802; Noerr-Pennington	Relevant statements admissible under 801(d)(2)(A), (E). Admissible against all defendants.	
0293	443	5/8/2006	RAUPDATE0080592	RAUPDATE0080593	Email string between Gene Gregory & Marcus Rust discussing Produce Committee for Animal Welfare Agenda	105; 802	Relevant statements admissible under 801(d)(2)(A), (E). Admissible against all defendants.	
0294	444	6/2/2008	SF083285	SF083288	Email strings between Lee Regensburger & Tony Airos & Clay Adams re Animal Welfare	105; 402; 802	Not for hearsay use, and admitted in DPP trial. Admissible against all defendants.	
0295	450	9/13/1999	UE0064429	UE0064432	United Voices re Hen Inventory Pushes Egg Prices Even Lower	802*	Articles "Hen Inventory Pushes Egg Prices Even Lower" and "Industry to Recognize Donald Bell" are admissible under 801(d)(2)(A), (E). Admissible against all defendants. Others to be redacted.	
0296	452	12/10/2004	UE0072400	UE0072401	United Voices newsletter	802*	Article "Being Part of the Solution" is admissible under 801(d)(2)(A), (E). Admissible against all defendants. Remainder to be redacted.	
0297	453	August to September 2007	UE0095810	UE0095811	Export Case Volume Aug-Sept 2007	402; 403; 802; 901	Relevant statements to show exports; admissible under 801(d)(2)(A), (E). Probative value not substantially outweighed by unfair prejudice. Document produced by UEP. Admissible against all defendants.	
0298	457	10/9/2002	UE0153416 UE0153423	UE0153416 UE0153423	Composite UEP Marketing Committee Meeting Minutes for 05/14/02 & 03/11/02 .	105; 402; 403; 805	Minutes on page 2 relevant; admissible under 801(d)(2)(A), (E). Admissible under 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants. First page to be removed.	Yes
0299	459	9/10/2001	UE0153515	UE0153515	USEM Executive/Export Committee Conference Call Minutes. Official version to replace ref #83 (UE0142617)	105; 402; 403; 802; 805	Relevant statements showing exports; admissible under 801(d)(2)(A) and (E); admissible under 803(6); probative value not substantially outweighed by unfair prejudice; Admissible against all defendants.	Yes

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0300	460	1/10/2008	UE0153944	UE0153948	Animal Welfare Audit Sub-Committee Meeting Minutes	802	801(d)(2)(A) and (E). Admissible under 803(6). Admissible against all defendants.	Yes
0301	461	5/14/2007	UE0153993	UE0153995	UEP Animal Welfare Committee Meeting Washington, DC Minutes	105; 402; 403; 802; 805	Relevant statements admissible under 801(d)(2)(A), (E). Probative value not substantially outweighed by unfair prejudice. Admissible under 803(6). Admissible against all defendants.	Yes
0302	462	11/29/2004	UE0176035	UE0176035	2004 Intention letter sent to Gary Bethel	105; 402; 403; 802	Relevant statements by a party-opponent under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0303	464	5/27/2005	UE0199938	UE0199938	Mueller letter to Sparboe	402; 403; 802	Non-hearsay use and admitted in DAP trial. Probative value not substantially outweighed by unfair prejudice.	
0304	465	10/11/2006	UE0210026	UE0210047	Composite Exhibit re Shell eGgs Marketing Committee Meeting packet	105; 402; 802; 805; 1006	Minutes on page 6-9 include relevant statements admissible under 801(d)(2)(A), (E); admissible under 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants. Remainder to be removed.	
0305	466	10/20/2006	UE0217823	UE0217829	UEP letter to UEP Members, UEA Members & Friends re Klippen	105; 402; 403; 802; 805	Relevant statements admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0306	469	11/30/2005	UE0226059	UE0226060	Animal Welfare Audit Sub-Committee Meeting Minutes	105; 802	801(d)(2)(A) and (E), 803(6). Admissible against all defendants.	Yes
0307	470	5/1/2003	UE0244793	UE0244796	United Voices Newsletter	802*	Article "Industry's Economic Recovery" contains relevant statements admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Remainder to be redacted.	
0308	471	12/2/2008	UE0284847	UE0284850	UEP Certified Guidelines Monthly Compliance Report	802	Relevant statement admissible under 801(d)(2)(A), (E).	
0309	472	5/12/2008	UE0291866	UE0291890	UEP Marketing Committee, Washington, DC	402; 403; 802	Meeting minutes on p. 3 are relevant statements showing success of plan by party opponent under 801(d)(2)(A) and (E). Admissible under 803(6). Probative value not substantially outweighed by unfair prejudice. Remainder to be removed.	
0310	473	5/16/2007	UE0153987	UE0153992	UEP Board of Directors Minutes	105; 402; 403; 802; 805	Meeting minutes are relevant statements showing plan; admissible under 801(d)(2)(A) and (E). Admissible under 803(6). Probative value not substantially outweighed by unfair prejudice	Yes
0311	475	1/24/2005	UE0309066	UE0309095	Composite Shell Egg Marketing Committee Meeting Packet	105; 402; 701; 702; 802; 805; 901; Noerr-Pennington	Pages 2-3, 16-17, 21-23, 29-30, includes relevant statements by a party-opponent under 801(d)(2)(A) and E. Minutes admissible under 803(6). Admissible against all defendants. Remainder to be redacted.	

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0312	477	Aug. 2008	UE0316921	UE0316922	Export Case Volume August, 2008	105; 802	Relevant to show exports admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0313	478	8/9/2007	UE0317733	UE0317733	USEM Export Committee Conference Call Meeting Minutes	105; 802; 805	Relevant to show exports admissible under 801(d)(2)(A) and (E). Admissible under 803(6). Admissible against all defendants.	
0314	479	6/1/2008	UE0457968	UE0457971	Export Case Volume	105; 8002	Relevant to show exports; admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0315	481	9/6/2005	UE0490174	UE0490174	Reickard email to Mo Conner re: Aug. Report	105; 402; 403; 802	Relevant statements admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Probative value not substantially outweighed by prejudicial effect.	
0316	482	10/14/2005	UE0515976	UE0515977	Reickard email to Joe Fortin	105; 402; 403; 802; 805	Relevant statements admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Probative value not substantially outweighed by prejudicial effect.	
0317	483	8/13/2008	UE0529658	UE0529659	Forwarding Chad Gregory email to Tony Airos, Gene Gregory & cc'ing Pam Kohn from Walmart	105; 402; 802	Relevant statements admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0318	484	7/16/2008	UE0530925	UE0530925	Chad Gregory email re Walmart	105; 402; 802	Relevant statements admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0319	486	1/29/2007	UE0575403	UE0575405	Gene Gregory letter to Lloyd Day - USDA	105; 802	Relevant statements admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0320	487	5/12/2008	UE0667251	UE0667303	Gene Gregory memo to USEM Member re Export Order	105; 802	Relevant statements to show exports under 801(d)(2)(A) and (E). Admissible against all defendants. Redact non-conspirators.	
0321	488	11/8/2006	UE0707085	UE0707087	Email string between Chad Gregory and Alan Andrews	105; 402; 403; 701; 802	Relevant statements admissible under 801(d)(2)(A) and (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0322	490	10/28/2005	UE0762934	UE0762934	Hammonds email to Gregory re: Need Your Help	105; 802; 805	Relevant statements admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0323	491	11/14/2006	UE0803640	UE0803641	Armstrong email to Gregory re address the response letter to Craig Morris	105; 402; 802; Noerr-Pennington	Relevant statements admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	

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0324	498	6/22/2009	UE0958134	UE0958135	Gene Gregory letter to Rose Acre attaching UEP 2009 Certificate	None		Yes
0325	499	2/11/2002	WB002883	WB002886	United Voices Newsletter	802*	Articles "UEP Area Meetings" "USEM Is Trying to Help the Egg Market," "Chicken & Eggs Report," "Tell Me Why Were December Prices So Low" and "Major Egg Producing Companies" are admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Remainder to be redacted.	
0326	505	1/1/2003	BELL002381	BELL002406	Agenda of 2003 University of California Poultry Symposium and Egg Processing and Marketing Workshop. Contains Don Bell's Supply and Demand Challenges	701; 802; 901	801(d)(2)(A) and (E). Admissible against all defendants. Document produced by Bell and admissible under 901(b)(8)(c).	
0327	506	7/16/2002	BELL002768	BELL002773	Don Bell's Table Egg Layer Flock Projections and Economic Commentary - 2002.	701; 802; 901	801(d)(2)(A) and (E). Admissible against all defendants. Document produced by Bell and admissible under 901(b)(8)(c).	
0328	507	7/2/1999	BELL007698	BELL007709	Don Bell letter to Gene Gregory	402; 403; 701; 802; 901	Relevant statements; probative value is not outweighed by unfair prejudice; admissible under 801(d)(2)(A), (E). Admissible against all defendants. Document produced by Bell and admissible under 901(b)(8)(c).	
0329	509	7/23/2004	BELL-D-00028586	BELL-D-00028611	Don Bell's Table Egg Layer Flock Projections and Economic Commentary - 2004 No. 44	701; 802; 901	Relevant statements admissible under 801(d)(2)(A), (E). Document produced by Bell and authentic.	
0330	510	3/17/1995	BELL-D-00032755	BELL-D-00032755	Donald Bell letter to Al Pope re UEP	402; 403; 701; 802; 901	Relevant statements admissible under 801(d)(2)(A), (E). Document produced by Bell and admissible under 901(b)(8)(c). Probative value not substantially outweighed by prejudicial effect. Admissible against all defendants.	
0331	518	1/1/2002	CM00180890	CM00180905	2002 Edition of United Egg Producers Animal Husbandry Guidelines for U.S. Egg Laying Flocks	N/A		
0332	519	9/1/2001	CM00182572	CM00182580	UEP Price Discovery Meeting	701, 802, 805	Relevant statements by a party-opponent under 801(d)(2)(A) and E; 803(6). Admissible against all defendants.	
0333	520	12/18/2001	CM00182581	CM00182582	UEP "Crisis management" notice	105, 802	801(d)(2)(A), (E), 803(6). Admissible against all defendants.	
0334	525	01/01/2010	CM00217790	CM00217825	2010 Edition: United Egg Producers Animal Husbandry Guidelines for U.S. Egg Laying Flocks	N/A		
0335	529	N/A	CM00275029	CM00275041	Market Value Difference for Certified Eggs, Article by Joe Fortin. Krouse Ex. 7	802, 805	801(d)(2)(A), (E), 803(6). Admissible against all defendants.	

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0336	533	8/9/2007			Cal-Maine 10-k for year ended June 2, 2007	105, 802	Relevant statements by a party-opponent under 801(d)(2)(A). Admissible under 803(6). Admissible against all defendants.	Yes as to financial statements, no to narratives.
0337	535	01/01/2005	CM00498685	CM00498703	2005 2nd Edition: United Egg Producers Animal Husbandry Guidelines for U.S. Egg Laying Flocks	N/A		
0338	546	8/22/2003	FMI-001778	FMI-001778	Karen Brown email to Gene Gregory re: Albertson's	802, 901	Top email is admissible for effect on the listener; second in chain are admissible under 801(d)(2)(A), (E). Admissible against all defendants. Admissible under 901(b)(8)(c).	
0339	551	7/12/1999	JEN00002303	JEN00002306	Don Bell Egg Economics Update.	602, 701, 802	801(d)(2)(A), (E). Admissible against all defendants.	
0340	552	11/21/2005	KEL00022219	KEL00022229	Michael Foods Quantity Contract with Kellogg's	None		
0341	553	12/13/2007	KEL00022234	KEL00022239	Michael Foods Quantity Contract with Kellogg's	None		
0342	554	05/22/2008	KRA00026759	KRA00026759	Kraft Foods Global Inc./Rose Acre Farms Inc. Amendment to Egg Product Supply Agreement	None		
0343	557	4/15/1994	KRGEG00020640	KRGEG00020643	Eggs Economics Update	802; 901	801(d)(2)(A), (E). Admissible against all defendants. Admissible under 901(b)(8)(c).	
0344	565	01/01/2009	MF10094714	MF10094732	Master Supply Agreement between Michael Foods and Kellogg Company	None		
0345	566	11/13/00	MF10276310	MF10276328	2000 Edition of Animal Husbandry Guidelines for US Egg Laying Flocks	602; 901	Produced by Michael Foods and admissible under 901(b)(8)(c).	
0346	569	01/10/2007	MF10365446	MF10365449	Michael Foods Quantity Contract with Kellogg's	602	Business record under 803(6)	
0347	572	03/01/2008	MOARK0000815	MOARK0000815	Presentation re: Egg Economics Report by Gene Gregory	105; 402; 403; 602; 802; 805	Relevant statements admissible under 801(d)(2)(A), (E); probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	

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0348	573	11/23/2004	MOARK0005939	MOARK0005944	United Voices Newsletter	802*; Noerr-Pennington (only as to "Washington Report" attachment)	Articles "Egg Industry Economic Summit" and "Welcome New Members" contain relevant statements admissible under 801(d)(2)(A) and (E); admissible against all defendants. Others will be redacted, including "Washington Report."	
0349	576	4/13/2006	MOARK0006593	MOARK0006600	United Voices Newsletter	802*; Noerr-Pennington (only as to "Washington Report" attachment)	Articles "Committee Chairmen Appointed," "Animal Care Certified" and "Part of the Solution" contain relevant statements admissible under 801(d)(2)(A) and (E); Others will be redacted, including "Washington Report."	
0350	577	8/3/2006	MOARK0006640	MOARK0006648	United Voices Newsletter	802*; Noerr-Pennington (only as to "Washington Report" attachment)	Articles "Chicken and Eggs Report," "PCT Survey Central to Price Discovery," "USDA Poultry Data," and "Monthly Disappearance," admissible under 801(d)(2)(A) and (E); Others will be redacted, including "Washington Report."	
0351	578	01/11/2008	MOARK0007369	MOARK0007372	United Egg Producers Certified Companies & Licensed Marketers	105; 402; 802; 805; 901	Relevant statements by a party-opponent under 801(d)(2)(A). Admissible under 803(6). Document produced by Moark.	
0352	581	10/18/2007	MOARK0007450	MOARK0007451	United States Egg Marketers Meeting Minutes	105; 402; 403; 802; 805	Relevant statements admissible under 801(d)(2)(A), (E), 803(6). Document produced by Moark. Probative value not substantially outweighed by unfair prejudice.	
0353	582	8/9/2006	MOARK0007505	MOARK0007508	List of UEP Certified Companies and Licensed Marketers.	105; 402; 802; 805; 901	Relevant statements by a party-opponent under 801(d)(2)(A). Admissible under 803(6). Document produced by Moark.	Yes
0354	583	5/19/2004	MOARK0008255	MOARK0008267	United Voices Newsletter	802*; Noerr-Pennington (only as to "Washington Report" attachment)	Articles "Are You Committed" and "US Flock Projection" admissible under 801(d)(2)(A) and (E); admissible against all defendants. Others will be redacted, including "Washington Report."	
0355	585	11/17/2006	MOARK0009486	MOARK0009493	United Voices Newsletter	802*; Noerr-Pennington (only as to "Washington Report" attachment)	Articles "Value of a Timely Export" contains relevant statements admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Others will be redacted, including "Washington Report."	
0356	588	7/10/2008	MOARK-IPP-0028504	MOARK-IPP-0028505	Letter from Gene Gregory to USEM members	105; 402; 403; 802	Relevant statements admissible under 801(d)(2)(A) and (E) Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	
0357	595	10/1/2003	NL001233	NL001237	An Economic Perspective by: Gene Gregory.	105, 802, 805, 901	Relevant statements admissible under 801(d)(2)(A) and (E) Admissible against all defendants. Admissible under 901(b)(8)(c).	
0358	596	10/20/2003	NL001635	NL001637	Sparboe Farms letter to Gene Gregory	602, 802, 805, 901	Non-hearsay use. Effect on listener. Redact handwriting on p. 2. Admissible under 901(b)(8)(c).	
0359	597	11/10/2004	NL00170442	NL00170442	Roger Deffner email to Gene Gregory re Economic Summit	105, 802, 805, 901	Non-hearsay. Effect on listener regarding UEP economic summit. Authentic.	

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0360	600	11/07/2006	NL001776	NL001776	Letter from Gene Gregory to USEM members	105, 802, 901	Relevant statements admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Authentic.	
0361	601	9/1/2003	NUCAL-08md2002-0000473	NUCAL-08md2002-0000476	List of USEM Members	802, 402	Pages 102 contain relevant statements admissible under 801(d)(2)(A), (E). Admissible under 803(6). Admissible against all defendants. Authentic pursuant to 901(b)(8)(C)	
0362	606	4/27/2007	RA0002299	RA0002306	United Voices Newsletter	802*	Articles "USEM Takes Another Export," "Cal-Maine Foods and Country Creek Farms to Acquire Arkansas Farm," "Promising Signs from Layer Flock Data" admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Others to be redacted.	
0363	607	5/31/2007	RA0040643	RA0040643	Email from Gene Gregory re: Egg Prices	105; 402; 802	Relevant statements admissible under 801(d)(2)(A), (E). Admissible against all defendants.	
0364	608	2/13/2008	RA0043711	RA0043711	John Rust email to Marcus Rust	105; 106; 802	Statements by a party-opponent under 801(d)(2)(A), (E); Admissible against Rose Acre.	
0365	611	09/23/2008	SB122213370781365931	SB122213370781365931	WSJ Federal Prosecutors Probe Food-Price Collusion	105; 402; 403; 802; 805; MIL	Non-hearsay (effect on listener). Probative value not substantially outweighed by unfair prejudice. Subject of MIL.	
0366	616	12/06/1999	UE0064381	UE0064386	United Voices Newsletter	802*	Articles "Price Has Not Diminished Producer Confidence;" "Hatch Reduction Program;" "Committee Appointments;" and "Schrader's Egg Price Memo" admissible under 801(d)(2)(A), (E). Others will be redacted, including "Washington Report."	
0367	617	2/1/2000	UE0065618	UE0065621	Gene Gregory letter to UEP Member re export	105; 402; 403; 802	Relevant statements admissible under 801(d)(2)(A), (E). Probative value not substantially outweighed by prejudicial effect. Admissible against all defendants.	
0368	618		UE0065721	UE0065722	United Voices Newsletter	802*	Article "Shell Egg Export" relevant to show exports and admissible under 801(d)(2)(A), (E). Admissible against all defendants. Remainder to be redacted.	
0369	619	6/12/2000	UE0065769	UE0065772	United Voices Newsletter	802*	Articles "Why did Committee Reject Export Opportunity" and "Export Commitment," "Owner of Professional Basketball Team to Enter Egg Business" admissible under 801(d)(2)(A), (E). Admissible against all defendants. Remainder to be redacted.	
0370	620	3/20/2000	UE0065833	UE0065838	United Voices Newsletter	802*; Noerr-Pennington (only as to "Washington Report" attachment)	Article "Producer Committee Formed for Animal Welfare," "Second Export Order Taken," "Being Large Doesn't Guarantee Survival" admissible under 801(d)(2)(A), (E). Admissible against all defendants. Remainder to be redacted, including "Washington Report."	
0371	622	8/12/2004	UE0072463	UE0072466	United Voices Newsletter	802*	Article "Egg Price Below Costs of Production," "Backfilling - A Loophole of a Hangman's Noose," admissible under 801(d)(2)(A), (E). Admissible against all defendants. Remainder to be redacted.	

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0372	623	10/1/2001	UE0134942	UE0134945	United Voices Newsletter	802*	Article "USEM -Committed to Improving Economic Conditions"admissible under 801(d)(2)(A), (E). Admissible against all defendants. Remainder to be redacted.	
0373	624	2/27/2003	UE0135552	UE0135556	United Voices Newsletter	802*; Noerr-Pennington (only as to "Washington Report" attachment)	Articles "Challenge to 100% Commitment of Welfare Guidelines," "UPC Disparages UEP Guidelines," "UEP Thanks USEM Members," "Egg Market Better Than a Year Ago," and "Price Discovery Meeting" admissible under 801(d)(2)(A), (E). Admissible against all defendants. Remainder to be redacted, including "Washington Report."	
0374	626	11/4/2002	UE0146187	UE0146190	United Voices Newsletter	802*	Article "USEM Takes Large Export," "Don't Build to Replace Lost Production Too Quickly," Hatch Report, "Price Discovery," "Hen Disappearance," and "Bell's Egg Price Projections" admissible under 801(d)(2)(A), (E). Admissible against all defendants. Remainder to be redacted.	
0375	628	1/21/2003	UE0153366	UE0153368	Animal Welfare Committee Meeting Meeting minutes.	105; 805	Relevant statements admissible under 801(d)(2)(A), (E), 803(6). Admissible against all defendants.	Yes
0376	629	7/23/2004	UE0175080	UE0175084	Don Bell report: Arguments for and Against Backfilling Table Egg Layer Flocks. A	701; 802; 805	801(d)(2)(A)(E), Admissible against all defendants.	
0377	630	11/29/2004	UE0176003	UE0176003	Gene Gregory letter to Dolph Baker re economic management.	105; 402; 403; 802	Relevant statements admissible under 801(d)(2)(A), (E); probative value is not substantially outweighed by unfair prejudice; Admissible against all defendants.	
0378	631	6/1/2008	UE0199756	UE0199757	Export Case Volume.	402; 403	Relevant to exports; admissible under 803(6); probative value is not substantially outweighed by unfair prejudice	
0379	632	1/1/2007	UE0199809	UE0199810	Case Volume for Exports.	402; 403	Relevant to exports; admissible under 803(6); probative value is not substantially outweighed by unfair prejudice	
0380	633	01/01/2006	UE0201379	UE0201397	Marketing - Statistics, Economics - Price Discovery Reports for 2006 Area Meetings	105; 402; 403; 802; 805	Relevant statements admissible under 801(d)(2)(A), (E); 803(6); probative value not substantially outweighed by unfair prejudicie. Admissible against all defendants.	
0381	634	4/4/2002	UE0210657	UE0210658	UEP Board of Directors Conference Call Minutes.	105; 805	801(d)(2)(A) and (E), 803(6). Admissible against all defendants.	Yes
0382	635	06/26/05	UE0211356	UE0211372	2004 Edition of Animal Husbandry Guidelines for US Egg Laying Flocks	None		

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0383	636	1/1/2008	UE0211644	UE0211676	2008 Edition Animal Husbandry Guidelines for Animal Care Certified U.S. Egg Laying Flocks.	None		
0384	638	5/15/2000	UE0215485	UE0215486	UEP Animal Welfare Committee Meeting Minutes	802; 805	801(d)(2)(A), (E), 803(6). Admissible against all defendants.	
0385	639	12/31/2000	UE0215519	UE0215529	"An Egg Economics Update," University of California Cooperative Extension	105; 402; 403; 802	Relevant statements admissible under 801(d)(2)(A), (E). Probative value is not substantially outweighed by prejudicial effect. Admissible against all defendants.	
0386	641	10/15/1999	UE0297719	UE0297723	UEP Annual Board Meeting Minutes and Executive Conference	105; 402; 403; 805	801(d)(2)(A), (E), 803(6). Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	Yes
0387	642	11/22/2006	UE0302008	UE0302009	Gene Gregory letter to USEM Members	105; 402; 403; 802	801(d)(2)(A), (E). Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	
0388	643	12/16/2004	UE0309107	UE0309113	UEP Board of Directors Conference Call Minutes.	105; 802; 805	801(d)(2)(A), (E), 803(6). Admissible against all defendants.	
0389	644	4/1/2003	UE0427776	UE0427779	US Economic/Animal Welfare Outlook.	105; 402; 403; 802	Relevant statements by a party-opponent under 801(d)(2)(A) and E. Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0390	646	3/1/2008	UE0533500	UE0533514	PEPA Annual Convention March, 2008 "Egg Economics Report" by Gene Gregory.	105; 402; 403; 802	801(d)(2)(A), (E), 803(6). Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	
0391	649	6/25/2003	UE0809972	UE0809988	2003 Edition of Animal Husbandry Guidelines for US Egg Laying Flocks	None		
0392	650	06/04/2003	UE0874815	UE0874820	United Voices Newsletter	802*	Article "Layer Inventory Shows Promising Sign" and "May's Prices Best in Many Years" admissible under 801(d)(2)(A), (E). Admissible against all defendants. Remainder to be redacted.	
0393	652		UE0878517	UE0878520	Member-Certified Companies List.	402; 403; 802	801(d)(2)(A), (E), 803(6). Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	
0394	653	N/A	UE0878521	UE0878521	Non-member Certified Companies List.	None		

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0395	654	N/A	UE0878527	UE0878530	Member-Certified Companies List.	None		
0396	703	00/00/2014			Cal-Maine Foods, Inc., 2014 10-K Filing.	105, 802, 403	Relevant statements by a party-opponent under 801(d)(2)(A). Admissible under 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes as to financial statements, no to narratives.
0397	707	00/00/2013			Michael Foods, 2013 10-K Filing.	105, 802	Relevant statements by a party-opponent under 801(d)(2)(A). Admissible under 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes as to financial statements, no to narratives.
0398	708	00/00/2010			Cal-Maine Foods, Inc., 2010 10-K Filing.	105, 802, 403	Relevant statements by a party-opponent under 801(d)(2)(A). Admissible under 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes as to financial statements, no to narratives.
0399	728	08/11/2005			Cal-Maine Foods, Inc., 2005 10-K Filing.	105, 802, 403	Relevant statements by a party-opponent under 801(d)(2)(A). Admissible under 803(6).	Yes as to financial statements, no to narratives.
0400	730	7/5/1999	CM00405660	CM00405665	United Voices Newsletter	802*; Noerr-Pennington (only as to "Washington Report" attachment)	Articles "Industry Losing \$25 Million Per Day" and "Record Low Egg Prices" admissible under 801(d)(2)(A), (E). Admissible against all defendants. Remainder to be redacted, including "Washington Report."	
0401	732	12/03/2004	UC_E00052549	UC_E00052549	Gene Gregory email to Don Bell re Iowa Meeting	None		
0402	758	5/11/2004	UE0153273	UE0153276	United Egg Producers Board of Directors Meeting Minutes	105; 802; 805	801(d)(2)(A), (E); 803(6). Admissible against all defendants.	Yes
0403	759	12/17/2001	UE0153449	UE0153449	UEP Marketing Committee Meeting Minutes Via Conference Call.	105; 402; 403; 805	Relevant statements include approval for recommendation to engage in short-term supply restriction measures and changes to UEP Certified Program. 801(d)(2)(A), (E); 803(6). Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	Yes
0404	761	1/1/2006	UE0305320	UE0305342	2006 Edition United Egg Producers Animal Husbandry Guidelines for U.S. Egg Laying Flocks	None		
0405	791	2/19/2001	CM00416556	CM00416559	United Voices Newsletter	802*; Noerr-Pennington (only as to "Washington Report" attachment)	Article "Does Your UEP Membership Provide a Return on Investment" admissible under 801(d)(2)(A) and (E). All other articles will be redacted. Admissible against all defendants, including "Washington Report."	

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0406	792	10/6/2006	MF10002727	MF10002728	Michael Foods email and 100% Rule White Paper	403; 701; 803	Non hearsay use (effect on listener and notice), recipient is conspirator Michael Foods. Probative value not substantially outweighed by unfair prejudice.	
0407	793	8/12/2008	MF10011277	MF10011293	Michael Foods' Q2 2008 Earnings Call, 8/12/08	105; 402; 802; 805	803(6).	
0408	798	12/31/10	N/A	N/A	2010 Edition of Animal Husbandry Guidelines for US Egg Laying Flocks	None		
0409	799	5/25/2006	MF10002282	MF10002282	Handwritten Notes of Terry Baker	105; 106; 402	For purposes of identification in Baker designation.	
0410	812	1/25/2005	UE0210299	UE0210303	Minutes of the Meeting of the UEP Board of Directors	105; 802; 805; Noerr-Pennington	801(d)(2)(A), (E); 803(6). Admissible against all defendants.	Yes
0411	831	5/24/2011	CM00091626	CM00091656	Cal-Maine Foods, Inc. Stephens Inc Spring Investmaent Conference	105, 802	801(d)(2)(A), 803(6). Admissible against all.	
0412	832	4/2/2009	CM00092779	CM00092811	Cal-Maine Foods, Inc. 2009 Investor Presentation	105, 802	801(d)(2)(A), 803(6). Admissible against all.	
0413	833	4/23/2010	CM00092899	CM00092932	Cal-Maine Foods, Inc. 2010 Investor Presentation	105, 802	801(d)(2)(A), 803(6). Admissible against all.	
0414	836	4/1/2008	CM00090459 CM00717659	CM00090467 CM00717677	Charles Randle email attaching 10-Q for period ended March 1, 2008 Hardin 46	105, 802	801(d)(2)(A), 803(6). Produced by Cal-Maine.	Yes as to financial statements, no to narratives.
0415	837	12/19/2002	CM00090460	CM00090467	Cal-Maine organizational chart	None		Yes
0416	840	0000-00-00	CM00181454	CM00181455	Price Discovery Intention	None		
0417	844	10/5/2005	CM00183449	CM00183465	Marketing Committee meeting materials	802, 805, 901	801(d)(2)(A), (E); 803(6). Document produced by Cal-Maine.	

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0418	848	7/27/2005	CM00208259	CM00208592	Cal-Maine General Manager's Meeting materials	None		Yes as to data, no to narratives.
0419	851	0/0/2008	CM00218881	CM00218888	Cal-Maine consolidated statement of operations	None		Yes
0420	852	3/3/2004	CM00225601	CM00225602	Animal Welfare Committee minutes	701, 805	801(d)(2)(A), (E); 803(6).	Yes
0421	853	5/12/2003	CM00225709	CM00225712	Animal Welfare Committee minutes	701, 805	801(d)(2)(A), (E); 803(6).	Yes as to minutes; no as to cover letter
0422	854	2002-02-00	CM00227113	CM00227121	Cal-Maine hatch report and USEM Conference Call Materials	105, 802, 805, 403	801(d)(2)(A), (E); 803(6). Admissible against all defendants.	
0423	855	1/6/2002	CM00239981	CM00239993	Ken Looper fax to Gene Gregory	105, 701, 802, 805, 901, 602	803(d)(2)(A), (E). Admissible against all defendants. Produced by Cal-Maine. Admissible under 901(b)(8)(c).	
0424	856	2/5/2003	CM00265080	CM00265094	Cal-A-Gram (internal memo) from Dolph Baker re animal welfare cost	105, 805	803(d)(2)(A), (E); 803(6)	
0425	857	0000-00-00	CM00266664	CM00266781	Record of Flock Reduction Program (2005-2009)	105	Admissible against all as co-conspirator statement (801(d)(2)(E)) - discussing flock reduction program. Admissible under 803(6)	Yes
0426	859	0000-00-00	CM00266889	CM0266964	Record of Flock Reduction Program (2001-2003)	105	Admissible against all as co-conspirator statement (801(d)(2)(E)) - discussing flock reduction program. Admissible under 803(6)	Yes
0427	861	10/17/2001	CM00275722	CM00275724	Animal Welfare Committee minutes	N/A		
0428	862	7/8/2006	CM00279023	CM00279024	Moark email forwarding company wide production report	402, 403, 105, 802	Moark sharing production report with Cal-Maine, relevant to show coordination on flock size changes during program; admissible against all as co-conspirator statement (801(d)(1)(E)). Admissible under 803(6). Probative value not substantially outweighed by unfair prejudice.	
0429	863	10/7/2005	CM00403279	CM00403280	USEM annual membership meeting	805, 105	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes

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0430	864	2/26/2003	CM00415763	CM00415765	Animal Welfare Committee minutes	805, 105	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants	
0431	865	10/28/2002	CM00415923	CM00415924	Cal-A-Gram (internal memo) from Matt Arrowsmith re USEM Export	105	Admissible against all as co-conspirator statement (801(d)(2)(E); 803(6); discusses participation in USEM export.	No as to cover letter, yes as to shipping schedule.
0432	866	10/16/2002	CM00415950	CM00415957	UEP Board meeting materials	105, 802, 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0433	867	4/17/2001	CM00416543	CM00416545	Cal-A-Gram (internal memo) from Dolph Baker re general managers' meeting	105	Admissible against all as co-conspirator statement (801(d)(2)(E)); 803(6); includes proposal for short-term measures.	
0434	869	5/13/1998	CM00428500	CM00428500	Cal-A-Gram (internal memo) from Steve Storm, Bob Scot & Jack Self re early slaughter/early molt	105	Admissible against all as co-conspirator statement (801(d)(1)(E)) and business record under 803(6).	Yes
0435	870	5/16/2005	CM00429173	CM00429193	Marketing Committee minutes	701, 802, 805	Admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0436	872	12/18/2006	CM00455580	CM00455597	United Voices Newsletter	802*; Noerr-Pennington (only as to "Washington Report" attachment)	Articles "Announcement of New UEP President," "Can we Manage a Prolonged Profitable Period" admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Remainder will be redacting, including "Washington Report."	
0437	876	1/16/2007	CM00487959	CM00487960	Ken Paramore email to Dolph Baker	105	Admissible against all as co-conspirator statement (801(d)(2)(E))--discussing success of plan.	
0438	880	5/25/2007	CM00541328	CM00541328	Bob Scott email to Dolph Baker re projected layers industry information	105	Internal email discussing plans to "molt and sell" to improve market conditions. Admissible against all as a co-conspirator statement (801(d)(2)(E)).	
0439	892	5/0/2000	DAY0000029	DAY0000055	Recommendations for UEP Animal Welfare Guidelines	105; 402; 701; 802; 805	Relevant to show what Scientific Committee recommended for UEP Certified Program (compared to what was implemented); admissible against everyone as co-conspirator statement (801(d)(2)(E)) as committee was acting in their capacity as agents of UEP and this goes to the design and implementation of the key piece of the conspiracy; no lay witness concern as this is not being introduced to offer opinions to jury but to show what Scientific Committee actually recommended to UEP as a question of fact.	
0440	896	4/0/2014	N/A		Cal-Maine acquisitions and constructions, 1989 to present (prepared by Steve Storm for internal presentation)	None		

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0441	899	0000-00-00	N/A		UEP and USEM Committee list (Dolph Baker, Ken Looper, Ryn McDonald, Bob Scott, Steve Storm)	1006		
0442	900	4/2/2014	N/A		Cal-Maine Egg Industry Terms page	None		
0443	901	4/2/2014	N/A		Cal-Maine Investor Relations page	None		Yes
0444	904	5/28/2011	N/A		Form 10-K	105; 802	Admissible under 801(d)(2)(A) and 803(6); admissible against all defendants.	Yes as to financial statements, no to narratives.
0445	905	5/31/2008	N/A		Form 10-K	105; 802	Admissible under 801(d)(2)(A) and 803(6); admissible against all defendants.	Yes as to financial statements, no to narratives.
0446	906	2/14/2007	N/A		David Welch (Winn-Dixie) email forwarding Ken Paramore email re export	105; 802	Email from Paramore is admissible under 801(d)(2)(A) and 801(d)(2)(E); admissible against all defendants. Top email will be redacted.	
0447	908	5/29/2004	N/A		Form 10-K	105, 403 (redact legal section)	Admissible under 801(d)(2)(A) and 803(6); admissible against all defendants. Will redact legal section.	Yes as to financial statements, no to narratives.
0448	909	6/1/2002	N/A		Form 10-K	105, 403 (redact legal section)	Admissible under 801(d)(2)(A) and 803(6); admissible against all defendants. Will redact legal section.	Yes as to financial statements, no to narratives.
0449	910	0000-00-00	NL000439	NL000441	Gene Gregory form letter to UEP members	802, 901, 105	Admissible against all as co-conspirator statement (801(d)(2)(E)), letter from UEP strongly pressuring producers into joining supply reduction programs.	
0450	911	10/20/2004	NL000792	NL000794	Animal Welfare and Public Relations Committee minutes	805	Business record admissible against everyone as a co-conspirator statement (801(d)(2)(E)); 803(6)--discusses plans to seek advice from Scientific Committee on proposals to limit backfilling as part of ACC program, showing proposal did not originate with Scientific Committee	Yes
0451	912	12/5/2003	NL000916	NL000918	Gene Gregory letter to Animal Care Certified companies	802, 403	Admissible against everyone as a co-conspirator statement (801(d)(1)(E))--UEP communication to ACC participants explaining animal welfare community's efforts to stop use of "ACC" name because program does not sufficiently improve animal welfare, also discusses importance of restricting backfilling and sends a "warning shot" to producers violating backfilling restrictions. Probative value not substantially outweighed by unfair prejudice.	

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0452	915	7/23/2003	NL003518	NL003526	Gene Gregory letter to Animal Care Certified companies	402, 403	Probative value not substantially outweighed by unfair prejudice; UEP sharing with producers talking points regarding animal welfare group's challenge to ACC program as deceptive advertising because it did not sufficiently protect animal welfare.	
0453	916	10/17/2001	NUCAL-08md2002-0001628	NUCAL-08md2002-0001649	Animal Welfare Committee meeting materials	N/A		
0454	917	10/24/2003	SVL_EGGS_100158	SVL_EGGS_100158	Jeff Hardin email to Albertsons re Cal-Maine proposal for Fort Worth division	105	Admissible under 801(d)(2)(A), (E), and 803(6); admissible against all defendants.	Yes
0455	919	12/4/2000	UE0065655	UE0065656	United Voices Newsletter	802*	Articles titled "USEM to Fill Export Order" and "Industry Responds to Supply Demand Goal" admissible under 801(d)(2)(A) and (E). Admissible against all defendants. All other articles will be redacted.	
0456	921	12/1/2005	UE0153065	UE0153066	Animal Welfare Committee minutes	105; 402; 403; 802; 805	Relevant to show updates on implementation of UEP Certified Program. Statements admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	
0457	922	10/11/2000	UE0153177	UE0153178	Animal Welfare Committee minutes	105; 402; 403; 802; 805	Relevant to show updates on development of UEP Certified Program. Statements admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	Yes
0458	923	5/16/2000	UE0153205	UE0153205	Marketing Committee minutes	105; 402; 403; 802	Relevant to show that "no voluntary program" will fix supply issues and industry would need to willingly adjust flock size; discussions about coordinated supply restrictions. Statements admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	Yes
0459	924	6/10/2004	UE0153266	UE0153269	Joint Scientific Advisory and Animal Welfare Committee minutes	None		
0460	925	10/10/2002	UE0153384	UE0153387	Animal Welfare Committee minutes	105; 802; 805	Relevant to show support for 100% rule and audit program as part of UEP Certified Program. Statements admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	Yes
0461	926	5/14/2001	UE0153468	UE0153469	Animal Welfare Committee minutes	105; 402; 403; 802; 805	Relevant to show producer control over Scientific Committee. Statements admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	Yes
0462	927	2/23/2000	UE0307758	UE0307777	Marketing Committee minutes	105; 802; 805	Relevant to show exports, outlining plans for short-term supply restriction measures; relevant to show design and implimentation of conspiracy. Statements admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	

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0463	929	1/21/2003	UE0329124	UE0329126	Animal Welfare Committee minutes	105; 802; 805	Relevant to show adjustments to features of UEP Certified Program including discussion that several producers were opposed to 100% rule. Statements admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0464	930	3/6/2002	UE0331213	UE0331215	Gene Gregory letter to Producer Committee	105; 402; 403; 802; 805	Relevant to show adjustments to features of UEP Certified Program including discussion that several producers were opposed to 100% rule. Statements admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	
0465	931	6/24/2005	UE0662387	UE0662388	Gene Gregory letter to Lisa Edelen and Karen Anderson	105; 802; 901	Admissible against all as co-conspirator statement (801(d)(2)(E)), Gene Gregory letter to customer explaining features of UEP Certified Program, attempting to sell them on it. Document produced by UEP.	
0466	933	5/20/2003	CM00225713	CM00225718	UEP Board Legislative Meeting minutes	105, 802, 805	"Membership Report" and "Animal Welfare Committee Report" admissible under 801(d)(2)(A) and (E) and 803(6). Admissible against all defendants. Remainder to be redacted.	
0467	938	12/30/2003	MOARK0006744	MOARK0006756	United Voices newsletter	802*; Noerr-Pennington (only as to "Washington Report" attachment)	Article "What a Difference a Year Makes" admissible under 801(d)(2)(A) and (E). Admissible against all defendants. Others will be redacted, including "Washington Report."	
0468	940	5/16/2005	MOARK0020062	MOARK0020096	Animal Care Certified Public Relations and Animal Welfare Committee joint meeting materials	105; 402; 802; 805; 901	801(d)(2)(A), (E); 803(6). Probative to show design and implementation of UEP Certified Program including marketing efforts to sell program to customers and public, also discusses short-term supply restriction efforts. Authentic.	
0469	947	5/18/2007	UE0199795	UE0199795	California Egg Marketing Association letter to UEP	802	Non-hearsay purpose (effect on the listener). Admissible under 803(6).	
0470	948	12/7/2004	UE0210378	UE0210383	Animal Welfare Committee minutes	105; 402; 403; 802; 805	801(d)(2)(A), (E); 803(6). Relevance includes discussion of design and implementation of the UEP Certified Program including recommendations to ban/limit backfilling. Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	Yes as to minutes only, not as to first page

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0471	949	2007-10-00	UE0218650	UE0218650	USEM report	105; 402; 403; 802; 805	803(6). Relevant in that it shows participants in exports. Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	Yes
0472	952	10/9/2002	UE0308777	UE0308780	UEP membership report	105; 402; 403; 802	803(6). Relevant in that it shows participants in exports. Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	
0473	956	2001-00-00	UE0841278	UE0841285	UEP Egg Producer Members	402; 403; 802	803(6); relevant to show market power of UEP; probative value not outweighed by unfair prejudice.	
0474	958	3/1/2004	UE0880126	UE0880127	Don Bell report "What a Difference a Year Makes!"	105; 402; 403; 802	801(d)(2)(A), (E). Relevant reporting on success of industry efforts to "h[old] hen numbers down" noting that "[n]o increases in production were made to compensate for a larger human population"; probative value not substantially outweighed by unfair prejudice.	
0475	983	1/22/2007	KEL00000284	KEL00000285	January 2007 internal Kellogg email noting sharp rise in egg product prices. Neal Dep. Ex. 9	None		
0476	986	1/14/2008	KEL00001829	KEL00001861	January 2008 issue of Informa Economic's "Egg Sector Update,"	402; 403; 802; 805;	Business record under 803(6)); admissible to show Kellogg mental impressions under 803(3) and is relevant for that same reason; not being offered for the truth of the matter asserted, but what Kellogg understood to be true. Probative value not substantially outweighed by unfair prejudice.	
0477	987	12/1/2003	KEL00004008	KEL00004008	December 2003 from Kellogg egg buyer Kelly Tobey re recent updates to list of vendors.	802; 805	Admissible through business record exception to hearsay (803(6))	
0478	989	10/1/2006	KEL00011305	KEL00011305	October 2006 internal Kellogg email regarding completing negotiations with Michael Foods for 2007 dried eggs. Neal Dep. Ex. 8	802; 805	Admissible through business record exception to hearsay (803(6))	
0479	991	5/2/2008	KEL00017408	KEL00017408	M. Honkanen email attaching GPC deck	802; 805	Admissible through business record exception to hearsay (803(6))	

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0480	992	4/5/2008	KEL00017409	KEL00017455	April 2008 internal Kellogg presentation titled "KNA [Kellogg North America] Procurement Update."	402; 802; 805	Admissible through business record exception to hearsay (803(6)); relevant discussion of egg market	
0481	993	6/11/2008	KEL00017721	KEL00017721	Email from J. Wolf to J. Bakker, et al re Commodity Update Presentation	802; 805	Admissible through business record exception to hearsay (803(6))	
0482	994	6/11/2008	KEL00017722	KEL00017753	June 2008 internal Kellogg presentation titled "KNA [Kellogg North America] Commodity Outlook, 2008 - 2009."	402; 802; 805; 901 (highlighting [Jenner note: replaced and sent to Defendants on 9/19/2022])	Admissible through business record exception to hearsay (803(6)); relevant discussion of egg market	
0483	995	1/29/2003	KEL00017925	Same	January 2003 email from Wabash Valley to Kellogg memorializing some terms of a renewed supply agreement for Kellogg's Rossville, TN plant.	402; 802; 805	Admissible through business record exception to hearsay (803(6)); relevant discussion of egg market	
0484	996	7/1/2003	KEL00017963	KEL00017963	July 2003 email regarding flat prices, how the market was impacting Michael Foods pricing, and proposing to offer Michael Foods relief while ensuring Kellogg manages its risk for 2004.	402; 802; 805	Admissible through business record exception to hearsay (803(6)); relevant discussion of egg market	
0485	997	10/1/2003	KEL00017969	KEL00017970	September 2003 internal Kellogg email providing data on egg purchases in 2003 and 2004.	802; 805	Admissible through business record exception to hearsay (803(6))	
0486	998	00/00/2003	KEL00017971	KEL00017971	2003 Excel spreadsheet providing historical data for purchase amounts in 2003 and projections for 2004.	802/805	Admissible through business record exception to hearsay (803(6))	Yes - 805 as to prices in first tab
0487	999	8/8/2003	KEL00018139	KEL00018139	Email from J. Guilfoyle to Butler, et al re 8/7/2003 presentation to Management	402; 802; 805	Admissible through business record exception to hearsay (803(6)); relevant to show transmittal of attached presentation	
0488	1000	8/7/2003	KEL00018140	KEL00018196	August 2003 internal Kellogg presentation titled "Procurement Overview."	402; 802; 805	Admissible through business record exception to hearsay (803(6)); relevant discussion of egg market	
0489	1001	3/19/2003	KEL00018577	KEL00018578	March 2003 internal Kellogg emails re projected outlook of egg product prices for 2004.	402; 802; 805	Admissible through business record exception to hearsay (803(6)); relevant discussion of egg market	
0490	1002	00/00/2007	KEL00018877	KEL00018884	Undated (though appears to be 2007) internal Kellogg's Procurement presentation titled "Eggs," providing historical market data and updates in supply/demand.	802; 805	Admissible through business record exception to hearsay (803(6))	
0491	1003	10/6/2003	KEL00020085	KEL00020085	October 2003 internal Kellogg email acknowledging relationship between egg product market and shell egg market.	802; 805	Admissible through business record exception to hearsay (803(6))	

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0492	1004	00/00/2008	KEL00020385	KEL00020386	Undated (though appears to be 2008) presentation slides titled "Egg Strategy." Overviews market and buying strategy for 2008/2009.	802; 805	Admissible through business record exception to hearsay (803(6))	
0493	1005	00/00/2003	KEL00021449	KEL00021461	Undated (though appears to be 2003) internal Kellogg presentation regarding spike in egg market prices.	802; 805	Admissible through business record exception to hearsay (803(6))	
0494	1007	12/9/2008	KRA00002859	KRA00002872	Kraft Foods NA Ingredients Procurement Hedging Recommendations Manion Dep. Ex. 3	802; 805	Admissible through business record exception to hearsay (803(6))	
0495	1008	8/27/2003	KRA00006021	KRA00006021	Email from Kuntz to Christianson, et al re 2003 Egg Averages	802; 805	Admissible through business record exception to hearsay (803(6))	
0496	1009	2/25/2004	KRA00006025	KRA00006025	February 2004 Kraft egg pricing forecast	802; 805	Admissible through business record exception to hearsay (803(6))	
0497	1010	7/1/2004	KRA00007464	KRA00007464	July 2004 Kraft internal egg forecast	802; 805	Admissible through business record exception to hearsay (803(6))	
0498	1011	7/1/2008	KRA00010551	KRA00010559	2008 internal Kraft presentation	802; 805	Admissible through business record exception to hearsay (803(6))	
0499	1012	1/9/2009	KRA00045990	KRA00045993	January 2009 internal Kraft email chain in response to email received from Humane Society	802; 805; 901	Email admissible through business record exception to hearsay (803(6)); handwritten notes can be verified by Kraft rep.	
0500	1013	1/19/2010	KRA00046002	KRA00046008	January 2010 internal Kraft email thread and draft document, both regarding Kraft's "animal welfare messaging"	802; 805; 901	Email admissible through business record exception to hearsay (803(6)); handwritten notes can be verified by Kraft rep.	
0501	1014	5/00/2005	KRA00049855	KRA00049858	2005 letter from Bryan Hendrix at Rose Acre to Kraft's Curtis Amundson re RA's involvement in UEP's certification program.	105; 802	801(d)(2)(A), (E); admissible against all defendants.	
0502	1022	8/28/2008	NES00000069	NES00000069	August 2008 email from Nestlé's Bill Trask providing overview of egg market.	802; 805	Admissible through business record exception to hearsay (803(6))	
0503	1023	9/22/2008	NES00000105	NES00000107	September 2008 internal Nestlé email chain re egg prices and why they do not project to decline in 2009.	701; 802	Admissible through business record exception to hearsay (803(6)); does not contain improper lay opinion	

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0504	1024	11/20/2008	NES00000132	NES00000133	November 2008 email from Nestlé's Bill Trask re egg market outlook.	802	Admissible through business record exception to hearsay (803(6))	
0505	1025	11/20/2008	NES00000143	NES00000144	November 2008 internal Nestlé presentation slides regarding egg product buying strategy.	602; 802	Admissible through business record exception to hearsay (803(6))	
0506	1026	12/4/2008	NES00000164	NES00000168	December 2008 internal Nestlé email thread re how Nestlé's egg product suppliers differ in their egg pricing formulas.	602; 701; 802	Admissible through business record exception to hearsay (803(6)); can be authenticated by Nestle rep; does not contain improper lay opinion.	
0507	1027	9/15/2008	NES00000394	NES00000396	September 2008 internal Nestlé presentation slides regarding egg product buying strategy.	701; 802; 805; end bates should be either 394 or 396 (attachment is separate document) [Jenner note: attachment added and sent to Defendants on 9/16/2008]	Admissible through business record exception to hearsay (803(6)); no improper lay opinions--outlining strategy for Nestle procurement	
0508	1028	9/15/2008	NES00001665	NES00001666	September 2008 internal Nestlé email providing analysis and forecast of egg product market, based off Informa Economics's analysis.	402; 701; 802	Admissible through business record exception to hearsay (803(6)); no improper lay opinions--outlining strategy for Nestle procurement	
0509	1029	10/6/2008	NES00002119	NES00002120	October 2008 email chain between Nestlé's Bill Trask and Mark Jordan of Informa Economics, Inc.	701; 802	Business record under 803(6); shows Nestle's mental impressions so admissible under 803(3) and is relevant for that same reason; also not being offered for the truth of the matter asserted, but what Kellogg understood to be true, so not hearsay in the first instance.	
0510	1030	8/14/2008	NES00002149	NES00002269	September 2008 internal Nestlé presentation, titled "Dynamic Forecast Submission, Raw Materials."	106; 602; 701; 802; 805	Admissible through business record exception to hearsay (803(6)), appears to be regularly produced forecast report; can be authenticated by Nestle rep; report is largely a gathering of key factors driving input prices, not opinions; need to redact non-egg content.	
0511	1031	4/15/2008	GMI00001000	GMI00001013	April 2008 General Mills presentation by Tiffany Mercuri, titled "Rembrandt Strategy Review."	701; 602; 802; 805	Admissible as business record (803(6)); foundation can be laid by Gen Mills rep; outlining corporate strategy, not an improper lay opinion	
0512	1032	10/10/2007	GMI00001153	GMI00001169	October 2007 General Mills presentation by Tiffany Mercuri, titled "Egg Overview."	701; 602; 802; 805	Admissible as business record (803(6)); foundation can be laid by Gen Mills rep; outlining corporate strategy, not an improper lay opinion	
0513	1033	9/29/2008	GMI00001701	GMI00001702	September 2008 letter from Bruce Waddell, Michael Foods's Director of Key Accounts and Business Development at the time, to Binh Tran.	105; 802	802(d)(2)(E).; 803(6).	
0514	1034	9/12/2008	GMI00001762	GMI00001764	September 2008 email thread between Michael Foods's Bruce Waddell and Jason Taylor, MF's VP of Sales.	105; 802	802(d)(2)(E), 803(6).	
0515	1035	3/1/2007	GMI00017136	GMI00017170	March 2007 General Mills presentation by Tiffany Mercuri, titled "Eggs."	701; 602; 802; 805	Admissible through business record exception to hearsay (803(6)); does not contain improper lay opinion--factual analysis of egg industry; foundation can be laid by corporate rep	

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0516	1036	2/25/2003	UE0169475	UE0169476	2003 letter from UEP to General Mills that describes UEP's new "animal welfare program" and "animal care certification logo." Tran. Dep. Ex. 28	105; 802; 805	801(d)(2)(A), (E); 803(6). Admissible against all defendants.	
0517	1037	2/25/2002	CM00405584	CM00405585	Hendrix-3; UEP United Voices Newsletter	802*; Noerr-Pennington (only as to "Washington Report" attachment)	Admissible against everybody under 801(d)(2)(A)-(E); no Noerr-Pennington concern when "Washington Report" redacted.	
0518	1038	7/27/2006	CM00724971	CM00724982	Baker Ex. 53; Minutes of the Quarterly Directors' Meeting of Cal-Maine Foods, Inc.	105	Admissible against Cal-Maine under 801(d)(2)(A); admissible against all others under 801(d)(2)(E) to the extent it reports on progress of UEP Certified Program, including cage space increases, and under 803(6).	Yes as to minutes, but not as to persons' statements within minutes.
0519	1039	7/15/2004	CM00724983	CM00724995	Baker Ex. 52 ; Minutes of the Quarterly Directors' Meeting of Cal-Maine Foods, Inc.	105	Admissible against Cal-Maine under 801(d)(2)(A); admissible against all others under 801(d)(2)(E) to the extent it reports on progress of UEP Certified Program, including Adams' hope "that the animal welfar program will reduce the supply side" and as a business record under 803(6).	Yes as to minutes, but not as to persons' statements within minutes.
0520	1041	00/00/0000	illegible number	illegible number	Pope-16; What Better Time to Reduce Cage Density and Put Money in Your Pocket, Commentary by Al Pope	802, 105	801(d)(2)(A), (E). Admissible against all.	
0521	1042	6/14/2005	illegible number	illegible number	Pope-38; Sparboe letter to Pope, Sparboe Cos. Withdrawing from UEP Animal Care Certified Program	802, 105	Non-hearsay purpose (effect on listener); admissible against all.	
0522	1043	4/21/1999	UE0063296	UE0063296	Pope-6; UEP Memo from DeVries to All Concerned Egg Producers re export opportunities	105, 802, 602 (Note not in plaintiffs' exhibit set. Please provide.) [Jenner note: Sent to Defendants on 9/19/2022]	801(d)(2)(A) and (E); 803(6). Admissible against all.	
0523	1044	9/28/2012	KRA00000019	KRA00000039	Amundson Ex. 1; Overview of Animal Welfare - Why does Kraft need an Animal Welfare Policy	None		
0524	1045	8/24/2005	KRA00014673	KRA00014676	Amundson Ex. 7; Animal Welfare Task Force	None		Yes
0525	1046	5/2/2005	KRA00014700	KRA00014701	Amundson Ex. 4; Animal Welfare Task Force Charter	None		Yes
0526	1047	6/19/2006	KRA00014791	KRA00014794	Amundson Ex. 10; Kraft Animal Welfare Policy	None		
0527	1048	7/6/2007	MFI0619526	MFI0619526	Email from T. Bebee to D. Johnson re UEP Feedback	802	801(d)(2)(E); 803(6).	

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0528	1049	3/5/2014	N/A	N/A	DAP-Hinton-37; Rose Acre Farms Commodity Eggs	105; 802	802(d)(2)(A), 803(6). Admissible against all.	
0529	1050	3/12/2007	N/A	N/A	Pope-1; Online article, UEP has done remarkable things, interview with Pope	802; 805	Admissible against everybody under 801(d)(2)(A)-(E)	
0530	1051	9/30/2005	N/A	N/A	Pope-34; FTC letter to Pope re Complaint seeking action against UEP for Deceptive Advertising	402; 403; 408; 802; 805	Public record exception to hearsay under 803(8); highly relevant to show challenge to ACC program for being insufficiently focused on animal welfare; not 408. Probative value not substantially outweighed by unfair prejudice.	
0531	1052	1/27/2003	RA0006385	RA0006385	DAP-Hinton-52; Email from B. Bradley to V. Riena, et al re Wal-Mart Animal Care Cost	105; 802	801(d)(2)(A), (E), 803(6). Admissible against all defendants.	
0532	1054	6/24/2008	RA0075663	RA0075678	Hendrix-20; UEP Caged Layer Audit Checklist, Rose Acre Farm	802/805	801(d)(2)(A), (E), 803(6). Admissible against all defendants.	Yes, but hearsay on p.8
0533	1055	11/1/2004	RA0076488	RA0076522	Hendrix-29; Inspection notes	105; 402; 403; 802	801(d)(2)(A), 803(6); admissible against all defendants; relevant to show treatment of animals while UEP Certified Program in effect. Probative value not substantially outweighed by unfair prejudice.	
0534	1056	7/2/2004	RAUPDATE0008335	RAUPDATE0008536	DAP-Hinton-45; Email from Hinton to Kraft re egg market outlook	(End Bates should be -8336) 105; 802; 805; 701(a) and (c) [Jenner note: Typo corrected]	801(d)(2)(A), (E), 803(6); admissible against all defendants; no improper lay witness opinion.	
0535	1058	7/17/2003	UE0071388	UE0071391	Gregory Ex. 42; United Voices	802*	801(d)(2)(A)-(E). Admissible against all defendants.	
0536	1059	10/20/2004	UE0153251	UE0153253	Hendrix-17; Animal Welfare & Public Relations Committee New Orleans Minutes	Replace with NL000792.	803(6). Document produced from UEP files.	Yes
0537	1061	1/21/2004	UE0199015	UE0199029	Gregory Ex. 53; Brann & Isaacson Position Statement	105; 402; 403; 802; 805	For identification purposes only. Probative value not substantially outweighed by unfair prejudice.	
0538	1062	9/27/2001	UE0204500	UE0204501	Pope-15; UEP Memo to Members Crisis, Voluntary Program to Help Yourself	105; 402; 403; 802; 805	Admissible against all under 801(d)(2)(A)-(E)--plea to producers from UEP's AI Pope to reduce flock size to improve profits. Probative value not substantially outweighed by unfair prejudice.	
0539	1063	11/18/2004	UE0210450	UE0210450	Gregory Ex. 63; Memo to G. Gregory from D. Mangskau	402; 403; 802; 805	Admissible as business record under 803(6); letter is relevant to show purpose of backfilling ban and 100% rule was economic concerns. Probative value not substantially outweighed by unfair prejudice.	

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0540	1066	10/17/2006	UE080615	UE080616	Gregory Ex. 74; Email from G. Gregory to K. Klippen	105; 402; 403; 802; 805	801(d)(2)(A), (E). Admissible against all. Relevant to show Gregory attempting to quell dissent to main feature of anti-competitive conspiracy; Klippen statements admissible because they are relevant to show effect on UEP, namely that they were told there is dissent among producers about 100% rule being counter to customer demands; probative value not substantially outweighed by unfair prejudice.	
0541	1067	8/27/2003	UE0875279	UE0875289	Gregory Ex. 44; United Voices	802*	801(d)(2)(A)-(E). Admissible against all defendants.	
0543	1069	1/4/2003	CM00266782	CM00266905	Hardin Ex. 65; Record of Flock Reduction Program	105	801(d)(2)(A), (E); 803(6); admissible against all.	Yes
0544	1070	7/17/2003	DAY0017605	DAY0017612	Hollingworth Ex. 20; United Voices	802*; Noerr-Pennington (only as to "Washington Report" attachment)	Article soliciting sign-up for UEP Certified Program is admissible under 801(d)(2)(A), (E). Other articles should be redacted, including "Washington Report." Probative value not substantially outweighed by unfair prejudice.	
0545	1071	7/2/2002	FMI-000050	FMI-000050	Hollingworth Ex. 17; Pope Letter to FMI and NCCR	802, 901, 105, 602	Admissible against all under 801(d)(2)(A)-(E)--UEP effort to sell customers on UEP Certified Program	
0546	1072	1/00/2003	FMI-000074	FMI-00076	Hollingsworth 14; Status - FMI-NCCR Animal Welfare Guidelines	N/A		
0547	1073	7/16/2002	FMI-000293	FMI-000294	Hollingworth Ex. 16; Pope letter to FMI and NCCR	802, 105	801(d)(2)(A), (E). Admissible against all.	
0548	1074	1/19/2002	FMI-000536	FMI-000537	Hollingworth Ex. 8; email from J. Mench to K. Brown re Denver Meeting	802	Mench statements admissible under 801(d)(2)(C) and (D) as member of UEP committee; statements by Pope and Gregory admissible under 801(d)(2)(A); Brown statements admissible as FMI business records under 803(6), authenticated by Hollingsworth 30(b)(6) testimony. Admissible against all defendants.	
0549	1075	00/00/000	FMI-000595	FMI-000601	Hollingworth Ex. 10; K. Brownto A Doulgas, et al re meeting with UEP	802, 403, 106	For identification purposes only. Probative value not substantially outweighed by unfair prejudice.	
0550	1076	1/4/2002	FMI-000836	FMI-000838	Hollingworth Ex. 9; Gregory/Pope Letter to K. Brown re endorsing UEP Animal Welfare Guidelines	802, 105	Admissible under 801(d)(2)(A) through (E). Admissible against all defendants.	

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0551	1077	8/2/2004	FMI-001514	FMI-001515	Hollingworth Ex. 21	802	Statements by Klippen, as UEP agent, seeking endorsement of UEP guidelines admissible under 801(d)(2)(A) through (E). Non-hearsay use.	
0552	1078	8/2/2004	FMI-002651	FMI-002652	Hollingworth Ex. 23; K. Klippen email to Karen Brown	802	Admissible under 801(d)(2)(A) through (E).	
0553	1079	00/00/0000	GMI00001017	GMI00001029	Tran Ex. 12; Eggs: Change in Strategy & Vendor, General Mills	701; 802	Admissible under 803(6); not improper lay opinion.	
0554	1080	6/1/2002	illegible number	illegible number	Hardin Ex. 73; June 2002 Report FMI-NCCR Animal Welfare Program	None		
0555	1081	11/22/2006	illegible number	illegible number	Gregory Ex. 80; USEM Letter to USEM Members from Gene Gregory	105, 702	702 not applicable; 801(d)(2)(A) through (E); admissible against all defendants.	
0556	1082	2/2/2001	KRGEG00020448	KRGEG00020460	Hollingworth Ex. 4; Fax from K. Brown to E, Cousin et al re background for conference call	None		
0557	1083	00/00/00	KRGEG00020660	KRGEG00020670	Hollingworth Ex. 7: 2000 Animal Husbandry Guidelines for US Laying Flocks	None		
0558	1085	1/15/2007	MF10067366	MF10067375	Klippen Ex. 62; The Egg Newsletter	802	For purposes of identification in Klippen designations.	
0559	1086	Pages out of order - Hodges 34 - not corrected	MOARK0000461	MOARK0000544	Hodges Ex. 34; Email from L. Jackson to B. Hodges, et al., re EAI: Customer response on high egg prices 111906	402; 403; 602; 802; 805	Admissible under 801(d)(2)(E) and 803(6); Moark business record on its face shows it was prepared by individuals with personal knowledge; relevant to show conspiracy, including Moark participation, UEP certification effect on flock size, and supply and demand changes. Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	

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0560	1087	1/26/2004	MOARK0001462	MOARK0001463	Hodges Ex. 24; Memo from B. Hodges to G. Stull re Discussion items in Atlanta	105; 402; 403; 602; 802	Admissible under 801(d)(2)(E) and 803(6); relevant to conspiracy, including phase in schedule for UEP certification and recouping costs. Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0561	1088	12/17/2003	MOARK0001473	MOARK0001473	Hodges Ex. 23; Letter from B. Hodges to M. Jebwabnik, Safeway, re price increase	402; 403; 602; 802	Admissible under 801(d)(2)(E) and 803(6); relevant to conspiracy, including phase in schedule for UEP certification and recouping costs. Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	
0562	1089	8/5/2003	MOARK0001474	MOARK0001475	Hodges Ex. 25; Letter from B. Hodges to M. Jebwabnik, Safeway, re pricing	402; 403; 602; 802; 901	Admissible under 801(d)(2)(E) and 803(6); relevant to conspiracy, including discussion of cage space phase in and costs. Admissible against all defendants. Produced by conspirator Moark, identified in Hodges designation, and admissible under 901(b)(8)(c). Probative value not substantially outweighed by unfair prejudice.	
0563	1090	11/6/2002	MOARK0001540	MOARK0001541	Hodges Ex. 22; Memo from B. Hodges to J. Whaley, et al., re UEP Animal Care Certification Costs	402; 403; 602; 802; 901	Admissible under 801(d)(2)(E) and 803(6); relevant to conspiracy, including discussion of cage space phase in and costs. Admissible against all defendants. Produced by conspirator Moark, identified in Hodges designation, and admissible under 901(b)(8)(c). Probative value not substantially outweighed by unfair prejudice.	
0564	1091	12/29/2008	MOARK0011693	MOARK0011694	Hodges Ex. 15; Email from B. Hodges to J. Evans, et al., re Moark Retail Egg Price Audit	402; 802; 805	Admissible under 801(d)(2)(E) and 803(6); relevant to conspiracy and retail egg pricing. Admissible against all defendants.	
0565	1092	8/5/2003	MOARK0014112	MOARK0014113	Hodges Ex. 21; Memo from B. Hodges to Moark, LLC Executive Committee re June 2003 Shell Egg Marketing Report	105, 802	Admissible against all defendants under 801(d)(2)(E) and 803(6).	
0566	1093	6/18/2004	MOARK-IPP-0023875	MOARK-IPP-0023878	Hodges Ex. 36; Email from A. Sumner to B. Hodges re Master Moark Management Presentation	402; 403; 802; 805	Admissible under 801(d)(2)(E) and 803(6); "Regular Shell Egg Prices," "Industry Supply and Demand," "Supply Has Tapered in Recent Years," ". . . And Supply Is Expected to Remain Tight" discussing cage space allowance program's impact on supply; redact irrelevant portions. Probative value not substantially outweighed by unfair prejudice.	
0567	1094	00/00/0000	N/A	N/A	Carlson PX0506; photos of caged hens	106; 402; 403; 404(a); 602; 802; 805; 901	Showing RA mistreatment of hens after being certified by UEP. Relevant to show Rose Acre was not motivated by animal welfare concerns and that UEP program was not effective for animal welfare. Photos taken by Rose Acre employee. Probative value not substantially outweighed by unfair prejudice. Admitted into evidence at DAP trial. Admissible against Rose Acre and UEP. See Trial Stip 9	
0568	1095		N/A	N/A	Tran Ex. 2; undated spreadsheet listing products invoiced	None		Yes

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0569	1096	5/31/2006	NL0023834	NL0023834	Rust Ex. 46; Email from Rust to C. Gregory et al re Motions for UEP meeting	105, 802	801(d)(2)(A), (E). Admissible against all defendants.	
0570	1097	6/24/2008	NL00327492	NL00327493	Gregory Ex. 104; Email from L. Seger to G. Gregory et al re Chicken Hatch	802	801(d)(2)(A), (E). Admissible against all defendants.	
0571	1098	4/17/2007	NUCAL-08md2002-000045	NUCAL-08md2002-000045	Gregory Ex. 81; USEM Letter from Gregory to USEM Members	802, 901, 403, 602	801(d)(2)(A), (E) and 803(6). Admissible against all defendants. Probative value not substantially outweighed by prejudicial effect. Authentic.	Yes
0572	1099	8/30/2005	RA0071690	RA0071774	Rust Ex. PX0694; RA Caged Layer Audit Checklist	802/805	Admissible under 801(d)(2)(A), (E) and 803(6). Admissible against all defendants.	Yes, but internal hearsay as to auditor's notes
0573	1100	5/22/2006	RAUPDATE0034926	RAUPDATE0034929	Rust P-0179; Email from G. Gregory to M. Rust re introducing motion	105; 402; 403; 802; 805	Relevant party-opponent and co-conspirator statements discussing egg products and "95-99% rule"; admissible under 801(d)(2)(A), (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants	
0574	1102	2/12/2008	RAUPDATE0044348	RAUPDATE0044348	Rust Ex. PX0445; Email from M. Rust to J. Rust	105; 802	801(d)(2)(A) and (E) and 803(6). Admissible against all defendants.	
0575	1103	6/4/2007	SF118875	SF118876	Klippen Ex. 57; Email from R. Hall to K. Klippen re FOIA request filed by UEP	105; 403; 802; 805	For purposes of identification in Klippen designations. Probative value not substantially outweighed by unfair prejudice.	
0576	1104	9/24/2008	NUCAL-08md2002-005623	NUCAL-08md2002-005624	Gregory Ex. 85, Gregory email re WSJ article	105; 402; 403; 802; 805	Relevance includes statements re exports, egg products, comment re UEP newsletters as "private information"; admissible under 801(d)(2)(A), (E); admissible as effect on the listener; admissible against all defendants. Probative value not substantailly outweighed by unfair prejudice.	
0577	1105	4/20/2006	UE0243147	UE0243152	Reickard Ex. 49; Member Layers spreadsheet	402; 403; 802	Relevant to exports; admissible under 801(d)(2)(A), (E), and 803(6). Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	Yes
0578	1106	8/10/2004	UE0289553	UE0289553	Reickard Ex. 3; Administrative Fee For Animal Care Certification	105; 402; 802	Relevant to certification and compliance; shows UEP certification as marketing program; admissible under 801(d)(2)(A), (E), and 803(6). Admissible against all defendants.	Yes
0579	1107	12/6/2004	UE0309108	UE0309109	Rust Ex. PX0261; UEP BOD Conference Call	805	Admissible under 801(d)(2)(A) through (E) and 803(6). Admissible against all defendants.	Yes

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0580	1108	7/26/2005	UE0626808	UE0626808	Reickard Ex. 16; Email from G. Gregory to L. Reickard re Backfilling	105; 402; 403; 802	Relevant to show reporting re flock size and backfilling; admissible under 801(d)(2)(A) through (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0581	1109	4/22/2004	UE0754321	UE0754330	Rust Ex. 3; United Voices	802*; Noerr-Pennington (only as to "Washington Report" attachment)	Articles "Should We Be Concerned," "Animal Care Certified Audits," "Non-Certified Animal Care Certified Marketers," "Feeder Space Requirement," "Egg Breaking Report" are admissible under 801(d)(2)(A), (E); remainder to be redacted.	
0582	1110	10/17/2006	UE0946434	UE0946445	Klippen Ex. 11; Email from M. McLeod to A. Pope re Klippen	402; 403; 802; 805	Relevant to show conspiracy; Pope, Gregory emails admissible under 801(d)(2)(A) and (E); Klippen newsletter below as relevant, non-hearsay purpose. For purposes of identification in Klippen designations. Probative value not substantially outweighed by unfair prejudice.	
0583	1112	4/28/2006	RAUPDATE0035808	RAUPDATE0035810	Email from Gene Gregory to Marcus Rust "Do we Need to Talk?"	105; 402; 403; 802	Relevant statements by party opponents and co-conspirators; admissible under 801(d)(2)(A) through (E). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0584	1113	Multiple	RA0067672	RA0067692	Estimated Costs to Meet Animal Welfare Guidelines	105; 403; 802; 901	Relevant to Rose Acre participation in conspiracy and discussion of compliance with UEP guidelines. Admissible under 801(d)(2)(A), (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against Rose Acre.	
0585	1114	12/10/09	CM00404726	CM00404744	List of UEP Committees for 2010	105, 402, 802	Relevant to show UEP Board and Committee membership. Admissible under 801(d)(2)(A), (E) and 803(6). Admissible against all defendants.	Yes
0586	1115	11/30/07	CM00404860	CM00404886	List of UEP Committees for 2008	105, 402, 802	Relevant to show UEP Board and Committee membership. Admissible under 801(d)(2)(A), (E) and 803(6). Admissible against all defendants.	Yes
0587	1117	01/15/04	Hillandale-PA00007167	Hillandale-PA00007190	List of UEP Committees for 2005	105, 402, 802	Relevant to show UEP Board and Committee membership. Admissible under 801(d)(2)(A), (E) and 803(6). Admissible against all defendants.	Yes
0588	1118	10/25/05	MF10002767	MF10002791	List of UEP Committees for 2006	105, 402, 802	Relevant to show UEP Board and Committee membership. Admissible under 801(d)(2)(A), (E) and 803(6). Admissible against all defendants.	Yes
0589	1119	12/08/06	MF10027847	MF10027875	List of UEP Committees for 2007	105, 402, 802	Relevant to show UEP Board and Committee membership. Admissible under 801(d)(2)(A), (E) and 803(6). Admissible against all defendants.	Yes
0590	1120	12/10/08	MPS-00121416	MPS-00121439	List of UEP Committees for 2009	105, 402, 802	Relevant to show UEP Board and Committee membership. Admissible under 801(d)(2)(A), (E) and 803(6). Admissible against all defendants.	Yes
0591	1130	12/21/2001	CM00189920	CM00189925	Industry Statistics and Economic Report, by Dolph Baker	N/A		

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0592	1141	10/20/2004	UE0153245	UE0153246	Shell Egg Marketing Committee, New Orleans, Minutes	105; 402; 403; 802; 805	Relevant to show conspiracy, including flock reduction programs; admissible under 801(d)(2)(A) through (E) and 803(6). Probative value not substantially outweighed by unfair prejudice.	Yes
0593	1142	5/15/2001	UE0153466	UE0153467	UEP Marketing Committee Meeting Washington, D.C. Minutes	105; 402; 403; 802; 805	"USDA Commodity Purchase" and "Statistics & Supply Demand Conditions" relevant to show conspiracy; admissible under 801(d)(2)(A) through (E) and 803(6); remainder to be redacted. Probative value not substantially outweighed by prejudicial effect. Admissible against all defendants.	Yes
0594	1143	8/29/2006	UE0218898	UE0218904	Assurance of Voluntary Compliance between certain states and UEP	802	Admissible under 801(d)(2)(A) through (E).	
0595	1144	8/25/2004	UE0649033	UE0649048	Email from Al Pope to T. Hammond, K. Brown, D. Ortt re NAD News Release, Egg Industry Will Pursue Labeling Issue with FTC (Pope Ex. 33)	105; 802	Admissible under 801(d)(2)(A) through (E) and 803(6). Admissible against all defendants.	
0596	1146	01/25/05	UE0153150	UE0153154	UEP Board of Directors Meeting, Atlanta, GA	105; 402; 403; 802; 805; 901; Noerr Pennington	"Chairman's Comments," "Marketing Committee Report," "Animal Welfare Committee Report" relevant to show conspiracy, including prices, early slaughter programs, audits, and use of certified logo; admissible under 801(d)(2)(A) through (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Remainder to be redacted.	Yes
0597	1147	11/29/04	UE0176036	UE0176036	Letter from G. Gregory to OFE	105; 402; 403; 802; 805	Relevant to show conspiracy and early slaughter program; admissible under 801(d)(2)(A) through (E) and 803(6). Probative value not substantially outweighed by unfair prejudice.	
0598	1148	01/09/04	UE0216802	UE0216802	Signature page from the 2003 application to be classified as an Animal Husbandry Certified Company	402	Relevant to certification and audits. 803(6).	
0599	1149	11/23/04	UE0368631	UE0368636	United Voices Newsletter	802*	"Egg Industry 'Economic Summit'" admissible under 801(d)(2)(A) through (E); remainder to be redacted.	
0600	1151	2006	MF10003005	MF10003007	Michael Foods Egg Products Co. Certification	None		
0601	1152	2002	UE0174607, UE0216829	UE0174609	Rose Acre Farms Certification	None		
0602	1153	2002	UE0174607, UE0216875	UE0174609	Wabash Valley Produce Certification	None		

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0603	1154	2002	UE0174607, UE0273886	UE0174609	Cal-Maine Foods, Inc. Certification	None		
0604	1155	2006	UE0212794	UE0212798	2006 Audits	402; 403; 802	Relevant to show reporting of flock size and compliance with UEP guidelines; admissible under 801(d)(2)(A) through (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0605	1156	2003	UE0329199	UE0329204	2003 Audits	402; 403; 802; 805	Relevant to show reporting of flock size and compliance with UEP guidelines; admissible under 801(d)(2)(A) through (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0606	1157	2004	UE0329858	UE0329864	2004 Audits	402; 403; 802; 805	Relevant to show reporting of flock size and compliance with UEP guidelines; admissible under 801(d)(2)(A) through (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0607	1158	2008	UE0340088	UE0340095	2008 Audits	402; 403; 802	Relevant to audits and compliance with UEP guidelines; admissible under 801(d)(2)(A) through (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0608	1159	2005	UE0658537	UE0658541	2005 Audits	402; 403; 802; 805	Relevant to show reporting of flock size and compliance with UEP guidelines; shows producers going out of business or terminating certification; admissible under 801(d)(2)(A) through (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0609	1160	2006	UE0658574	UE0658577	2006 Audits	402; 403; 802	Relevant to show reporting of flock size and compliance with UEP guidelines; admissible under 801(d)(2)(A) through (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0610	1161	2007	UE0667434	UE0667438	2007 Audits	402; 403; 802	Relevant to show reporting of flock size and compliance with UEP guidelines; shows producers going out of business or terminating certification; admissible under 801(d)(2)(A) through (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0611	1162	10/21/2004	UE0153242	UE0153244	Annual Membership Meeting Minutes Electing Board of Directors	105; 402; 403; 802	Shows Cal-Maine, Rose Acre, MFI, Moark, Wabash Valley execs appointed to UEP Board; admissible under 801(d)(2)(A) through (D) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0612	1163	2006	CM00251953	CM00251968	Cal-Maine Foods, Inc. Certification	None		

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0613	1164	2005	CM00403213	CM00403213	Cal-Maine Foods, Inc. Certification	None		
0614	1166	2007	KRGEG00017589	KRGEG00017589	Rose Acre Farms, Inc. Certification	None		
0615	1167	2008	KRGEG00019614	KRGEG00019615	Wabash, Ballas, Brown Certification	None		
0616	1168	2010	MF10017435	MF10017436	Michael Foods Egg Products Co. Certification	None		
0617	1169	2005	RA0009901	RA0009901	Rose Acre Farms, Inc. Certification	None		
0618	1170	2008	RA0074974	RA0074974	Rose Acre Farms, Inc. Certification	None		
0619	1171	2003-2007	RA0075056	RA0075061	Rose Acre Farms, Inc. Certification	None		
0620	1172	2002	RA0080377	RA0080457	Rose Acre Farms, Inc. Certification	None		
0621	1173	2007	UE0148884	UE0148884	Cal-Maine Foods, Inc. Certification	None		
0622	1175	2008	UE0152377	UE0152377	Wabash Valley Produce Certification	None		
0623	1176	2005	UE0665212	UE0665212	Wabash Valley Produce Certification	None		
0624	1177	2009-2012	UE0950925	UE0951660	Cal-Maine Foods, Inc. Certification	None		

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0625	1179	2009-2012	UE0958044	UE0958138	Rose Acre Farms, Inc. Certification	None		
0626	1180	2009-2012	UE0960408	UE0960459	Wabash Valley Ballas Egg Brown Produce UEP Certificates of Compliance	Misleading compilation	Relevant to UEP audits and compliance with UEP guidelines; not misleading.	
0627	1187	11/22/2006	CM00406589	CM00406591	Gregory Letter to USEM members re recent export of 90 containers	105; 802	Admissible under 801(d)(2)(A) through (E) and 803(6). Admissible against all defendants.	
0628	1188	10/3/2006	CM00455547	CM00455558	United Voices Newsletter	802*; Noerr-Pennington (only as to "Washington Report" attachment)	"UEP Elects Officers and Board of Directors for 2007" admissible under 801(d)(2)(A) through (E); remainder to be redacted, including "Washington Report." Admissible against all defendants.	
0629	1190	1/1/2004	Hillandale-PA00007132	Hillandale-PA00007152	2004 UEP Committee Appointments for 2004	105; 402; 802	Relevant to show co-conspirators represented on UEP Board and Committees; admissible under 801(d)(2)(A) through (E) and 803(6). Admisslbe against all defendants.	Yes
0630	1191		KRA00045832	KRA00045841	Undated (though likely 2009) internal Kraft presentation by Scott Manion, titled "Liquid Eggs Category: Short-Term Recommendation."	802	Admissible under 803(6).	
0631	1192	00/00/0000	KRA00046948	KRA00046959	Wabash Valley Produce Kraft Meeting	105, 802	Admissible under 803(6).	
0632	1193	1/1/2002	MFI0023076	MFI0023096	2002 UEP Committee Appointments for 2002	802	Admissible under 801(d)(2)(A) through (E) and 803(6). Admissible against all defendants.	
0633	1195	9/21/2001	UE_DEP_0000501	UE_DEP_0000502	Export Commitment Share of 50 Loads	402; 403; 802	Evidence of exports and required commitment from members; admissible under 801(d)(2)(A) and (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0634	1196	9/1/2001	UE_DEP_0000503	UE_DEP_0000504	United States Egg Marketers, Members - September 2001	105; 402; 403; 802	Relevant to exports and flock size; admissible under 801(d)(2)(A) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	

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0635	1197	10/22/2004	UE_DEP_0000539	UE_DEP_0000550	USEM Annual Membership Meeting Materials	105; 402; 403; 802	Evidence of exports and required commitment from members, including exports during period of increased domestic demand; admissible under 801(d)(2)(A) through (E) and 803(6). Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	
0636	1199	10/1/2002	UE_DEP_0000630	UE_DEP_0000632	Case Volume for Exports	402; 403	Evidence of exports and required commitment from members. Admissible under 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0637	1200	4/8/2002	UE0135806	UE0135809	United Voices Newsletter, Gene Gregory Editor.	802*	"Large Sign Up for 'Certified Company' Status," "Board Adopts Welfare Committee Recommendations," "Layers Same a Year Earlier," and "Adjust Supply for Low Demand Period" admissible under 801(d)(2)(A) through (E); remainder to be redacted. Admissible against all defendants.	
0638	1201	10/18/2007	UE0147617	UE0147625	UEP Annual Membership Meeting Chicago, IL Minutes	105; 402; 403; 802; 805	Relevant to flock size represented by membership; shows co-conspirators appointed to UEP Board; admissible under 801(d)(2)(A) through (D) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0639	1202	4/19/2005	UE0153124	UE0153127	UEP's Producer Committee for Animal Welfare meeting minutes.	105; 402; 403; 805	Relevant to show conspiracy. Admissible under 801(d)(2)(A) through (E) and 803(6). Admissible against all defendants. Probative value not substantially outweighed by unfair prejudice.	Yes
0640	1203	12/8/2004	UE0153237	UE0153241	Producer Committee For Animal Welfare December 7-8 Meeting Minutes, Chicago IL.	105; 402; 403; 805	Relevant to show conspiracy, including backfilling ban. Admissible under 801(d)(2)(A) through (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0641	1204	6/4/2001	UE0153464	UE0153465	UEP Shell Egg Marketing Committee Conference Call	402; 403; 805	Relevant to show conspiracy, including short term and long term plans to reduce flock size. Admissible under 801(d)(2)(A) through (E) and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0642	1205	11/21/2007	UE0197900	UE0197904	USEM Member List	402; 802; 805	Relevant to exports and flock size; admissible under 801(d)(2)(A), (E) and 803(6). Admissible against all defendants.	Yes
0643	1206	1/27/2003	UE0198018	UE0198023	USEM Member List	402; 802; 805	Relevant to exports and flock size; admissible under 801(d)(2)(A), (E) and 803(6). Admissible against all defendants.	Yes
0644	1207	1/3/2005	UE0198065	UE0198069	USEM Member List	402; 802; 805	Relevant to exports and flock size; admissible under 801(d)(2)(A), (E), and 803(6). Admissible against all defendants.	Yes
0645	1208	12/5/2003	UE0198080	UE0198085	USEM Member List	105; 402; 403; 802; 805	Relevant to exports and flock size; admissible under 801(d)(2)(A) and 803(6). Probative value not substantially outweighed by prejudicial effect. Admissible against all defendants.	Yes

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0646	1209	2/15/2007	UE0268031	UE0268035	USEM Member List	402; 403; 802	Relevant to exports and flock size; admissible under 801(d)(2)(A), (E), and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes
0647	1210	1/12/2001	UE0308215	UE0308235	UEP Committee Appointments for 2001	402; 403; 802	Relevant to show co-conspirators represented on UEP Board and Committees; admissible under 801(d)(2)(A), (E), and 803(6). Probative value not substantially outweighed by prejudicial effect.	Yes
0648	1211	11/12/2003	UE0753377	UE0753385	United Voices Newsletter	802*; Noerr-Pennington (only as to "Washington Report" attachment)	"Egg Prices at Record Levels" admissible under 801(d)(2)(A) through (E). Remainder will be redacted, including "Washington Report." Admissible against all defendants.	
0649	1216	8/9/2006	WVP001694	WVP001694	Email from L. Seger to G. Gregory re Two Separate Industries	105; 402; 403; 802	Relevant to egg products, and plan to limit construction and supply in unified egg market; admissible under 801(d)(2)(E) and 803(6). Relevant to exports and flock size; admissible under 801(d)(2)(A), (E), and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	
0650	1217		WVP000987	WVP001245	WVP's monthly UEP Certified Program compliance reports for the period from August 2002 to December 2008.	402; 403; 802; 803	Relevant to show flock size and compliance with UEP guidelines; evidence of Wabash Valley as co-conspirator; admissible under 801(d)(2)(A) and (E) and 803(6). Relevant to exports and flock size; admissible under 801(d)(2)(A), (E), and 803(6). Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes to individual compliance reports - no to compilation.
0651	1304	3/13/2001	GMI00014925	GMI00014926	Tran Ex. 14, M.G. Waldbaum Company grain based pricing quote for General Mills			
0652	1305	4/26/2006	GMI00031895	GMI00031897	Tran Ex. 11, General Mills delivery invoice from Michael Foods			
0653	1307	2000	UE0204498		Supply Demand - Goals for Year 2000 (UEP Marketing Committee)	802 (hearsay); 805 (hearsay within hearsay)	Admissible under 801(d)(2)(A) through (E) and 803(6).	
0654	1311	3/31/2006	UE0226264	UE0226265	UEP Marketing Committee Conference Call			
0655	1312	2/16/2007	UE0703851		Email from G. Gregory to R. Deffner	802 (hearsay)	Admissible under 801(d)(2)(A) and (E).	
0656	1313	10/18/2006	UE0705882	UE0705883	Email from C. Gregory to A. Andrews	802 (hearsay); 805 (hearsay within hearsay)	C. Gregory statements admissible under 801(d)(2)(A) through (E); G. Gregory statements under 801(d)(2)(A) through (E); and Klippen statements for non-hearsay use.	

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0657	1314	11/22/2006	UE0750448		Message from L. Reickard to USEM Members Not Supplying Eggs for Export	802 (hearsay); 602 (foundation)	Admissible under 801(d)(2)(A) through (E) and 803(6).	
0658	1315	12/8/2006	UE0809068		Email from G. Gregory to many recipients re: Supply/Demand	802 (hearsay)	Admissible under 801(d)(2)(A) through (E) and 803(6).	
0659	1316	9/11/2002	UE0880723		Message from A. Pope from G. Gregory re: UEA F/P Motion	403 (unfair prejudice, confusing issues); (802 (hearsay); 805 (hearsay within hearsay); 602 (foundation)	Relevant to show conspiracy, including discussion of UEP seal and uncertified producers; admissible under 801(d)(2)(A) through (E) and 803(6). Probative value not substantially outweighed by unfair prejudice.	
0660	1318	10/5/2006	UE0930886	UE0930891	Rose Acre Farms letter to Valley Fresh Foods re: concerned about the UEP certified animal care program	802 (hearsay); 805 (hearsay within hearsay)	Admissible under 801(d)(2)(A) through (E); 803(6).	
0661	1319	1/1/1998	UE0204519	UE0204519	NOTICE, Supply/Demand Alert, UEP Marketing Committee Recommends Plan	802 (hearsay); 701/702 (improper expert opinion)	Admissible under 801(d)(2)(A) through (E) and 803(6); not improper expert opinion.	
0662	1320	8/29/2000	UE0065342	UE0065342	UEP Memo from Gene Gregory to UEP Members re USEM Membership & Export Commitment	802 (hearsay)	Admissible under 801(d)(2)(A) through (E) and 803(6).	
0663	1321	8/18/2008	CM00405005	CM00405016	Membership & Member Services Report, Area Meetings			
0664	1323	10/13/2006	UE0297568	UE0297569	USEM Annual Membership Meeting Minutes, San Antonio, TX, Minutes			
0665	1324	4/27/2007	CM00449390	CM00449397	United Voices Newsletter	802*	"USEM Takes Another Export," "Cal-Maine Foods and Country Creek Farms to Acquire Arkansas Farm," "Promising Signs From Layer Flock Size," industry statistics, "Monthly Disappearance," "Retail Animal Welfare Conference" admissible under 801(d)(2)(A) and (E); will redact remaining portions.	
0666	1325	11/25/2002	MOARK0027432	MOARK0027435	USEM memo from Gene Gregory to All USEM Members re Major Export Benefit	802 (hearsay); 805 (hearsay within hearsay)	Admissible under 801(d)(2)(A) through (E); 803(6)	

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0667	1326	4/19/2005	MFI0039545	MFI0039547	UEP Animal Welfare Committee Meeting Notes	802 (hearsay); 602 (foundation)	801(d)(2)(A), (E); and 803(6); relevant to motions discussed in meeting minutes at IR 1202.	
0668	1327	00/00/0000	UE0216784	UE0216784	Animal Husbandry Certified Company form for Moark Productions LLC	None		
0669	1328	7/9/2001	RA0080836	RA0080863	UEP United Voices, "Hatch Continues to Increase"	802*	"Hatch Continues to Increase," "Don Bell's table Egg Layer Flock Projections and Economic Commentary - 2001," and industry statistics Admissible under 801(d)(2)(A) through (E). Remainder to be redacted.	
0670	1329	2/26/2003	MOARK0003221	MOARK0003226	UEP United Voices, "Challenge to 100% Commitment of Welfare Guidelines"	802*	Willardson email admissible under 801(d)(2)(E). G. Gregory email below admissible under 801(d)(2)(A) and (E).	
0671	1330	5/14/2002	CM00274078	CM00274094	UEP Spent Hen Committee	802 (hearsay); 602 (foundation)	Admissible under 801(d)(2)(A) through (E) and 803(6).	
0672	1331	12/16/2004	CM00190385	CM00190391	UEP Board of Directors Conference Call Minutes	602 (foundation)	Admissible under 801(d)(2)(A) through (E) and 803(6). Produced by Cal-Maine	
0673	1332	10/14/2002	UE0153508	UE0153508	USEM Meeting Minutes			
0674	1333	1/16/2018	N/A	N/A	Business Wire Article Cal-Maine Foods Issues Response to Animal Rights Group in Florida	802 (hearsay); 805 (hearsay within hearsay); 402 (relevance); 403 (unfair prejudice, confusing issues)	Shows Cal-Maine mistreatment of hens after being certified by UEP, and UEP program was not effective for animal welfare; admissible under 801(d)(2)(A).	
0675	1333A	00/00/2017	N/A	N/A	ARM Operation Cal-Maine video	802 (hearsay); 402 (relevance); 403 (unfair prejudice, confusing issues)	Shows Cal-Maine mistreatment of hens after being certified by UEP, and UEP program was not effective for animal welfare. Admissible against Cal-Maine and UEP. Probative value not substantially outweighed by unfair prejudice.	
0676	1334	5/29/1999	N/A	N/A	1999 CalMaineFoods_10K_19990825			Yes
0677	1335	6/3/2000	N/A	N/A	2000 CalMaineFoods_10K_20000821			Yes

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0678	1336	6/2/2001	N/A	N/A	2001 CalMaineFoods_10K405_20010813	105	Admissible against all defendants	Yes as to financial statements, no to narratives.
0679	1337	9/19/2001	N/A	N/A	2001 CalMaineFoods_10K405A_20010919	105, 402	Relevant and admissible 10K by Cal-Maine showing financial performance for fiscal year ending June 2, 2001. Admissible against all defendants	Yes as to financial statements, no to narratives.
0680	1338	6/1/2002	N/A	N/A	2002 CalMaineFoods_10K_20020816	105	Admissible against all defendants	Yes as to financial statements, no to narratives.
0681	1339	6/27/2002	N/A	N/A	2002-06-27 HSUS Press Release	802 (hearsay); 805 (hearsay within hearsay); 602 (foundation)	Non-hearsay purpose (notice and effect on listener)	
0682	1340	5/31/2003	N/A	N/A	2003 CalMaineFoods_10K_20030812	802 (hearsay); 403 (irrelevance and prejudice from legal proceedings section)	Flock size and sales information relevant and admissible under 801(d)(2)(A) and 803(6). Probative value not substantially outweighed by unfair prejudice.	Yes as to financial statements, no to narratives.
0683	1341	5/30/2009	N/A	N/A	2009 CalMaineFoods_10K_20090811	802 (hearsay); 403 (irrelevance and prejudice from legal proceedings section); 402 (Plaintiffs have asserted post-2008 records inadmissible)	Flock size and sales information relevant and admissible under 801(d)(2)(A) and 803(6). Probative value not substantially outweighed by unfair prejudice.	Yes as to financial statements, no to narratives.
0684	1342	6/2/2012	N/A	N/A	2012 CalMaineFoods_10K_20120806	802 (hearsay); 403 (irrelevance and prejudice from legal proceedings section); 402 (Plaintiffs have asserted post-2008 records inadmissible)	Flock size and sales information relevant and admissible under 801(d)(2)(A) and 803(6). Probative value not substantially outweighed by unfair prejudice.	Yes as to financial statements, no to narratives.
0685	1343	6/1/2013	N/A	N/A	2013 CalMaineFoods_10K_20130805	802 (hearsay); 403 (irrelevance and prejudice from legal proceedings section); 402 (Plaintiffs have asserted post-2008 records inadmissible)	Flock size and sales information relevant and admissible under 801(d)(2)(A) and 803(6). Probative value not substantially outweighed by unfair prejudice.	Yes as to financial statements, no to narratives.
0686	1344	2013	N/A	N/A	Cal-Maine Acquisitions and Construction 1990-2013	None		
0687	1346	9/18/2000	CM00189296	CM00189317	Memo from G. Gregory to UEP Producer Committee for Animal Welfare re AHA Welfare Standards	802 (hearsay); 805 (hearsay within hearsay); 602 (foundation)	Admissible under 801(d)(2)(A), (E). Non hearsay use (effect on listener).	
0688	1347	5/31/2008	CM00648911	CM00648914	Cal-Maine Operating Data and Plant Locations 1992-2008	None		
0689	1352	6/11/2003	UE0199035	UE0199047	COK False Advertising Claim with National Advertising Division Council of BBB	802 (hearsay); 805 (hearsay within hearsay); 402/403 (irrelevant and unfairly prejudicial); 602 (lacks foundation)	Relevant, non-hearsay purpose (notice and effect on listener); complaints that "Animal Care Certified" program and use of logo were misleading. Probative value not substantially outweighed by unfair prejudice.	

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0690	1353	9/28/1999	UE_DEP_0000462	UE_DEP_0000471	USEM Plant List	602 (lacks foundation)	Admissible under 803(6). For purposes of identification in Blizzard designation.	
0691	1354	2/28/2001	UE_DEP_0000472	UE_DEP_0000482	UEP Invoices	402 (irrelevant)	Relevant to export commitments	
0692	1356	10/10/2000	UE0297075	UE0297088	USEM Organizational Meeting Agenda, proposed by-law amendments and meeting materials	802 (hearsay)	"Members of USEM by Region" shows membership and flock size; "Reasons to Be a Participant in a National Shell Egg Export Program and Member of USEM" shows exports and impact on prices; admissible under 801(d)(2)(A) and 803(6).	
0693	1357	11/22/2000	UE_DEP_0000498	UE_DEP_0000500	G. Gregory Memo to Blizzard et al re USEM export order	802 (hearsay); 602 (lacks foundation)	Export commitments; admissible under 801(d)(2)(A) and (E) and 803(6).	
0694	1358	11/7/2006	CM00406591	CM00406591	G. Gregory Letter to USEM members re changes on current export order	802 (hearsay); 602 (no foundation)	Export commitments; admissible under 801(d)(2)(A) and (E) and 803(6).	
0695	1363	00/00/0000	N/A	N/A	Cal-Maine UEP-USEM Involvement			
0696	1365	12/10/2003	BELL0002761	BELL002763	Bell Commentary "High Egg Prices and Molting"	802 (hearsay); 602 (no foundation); 701/702 (improper expert opinion)	Admissible under 801(d)(2)(A) and (E). For purposes of identification in Bell designation	
0697	1366	00/00/2002	BELL-D-00000024	BELL-D-00000042	"Introduction to the US Table-Egg Industry"	802 (hearsay); 602 (no foundation); 701/702 (improper expert opinion)	Admissible under 801(d)(2)(A) and (E).	
0698	1368	3/5/2002	MOARK0000101	MOARK0000101	Email from C. Willardson to D. Brown re UEP Guidelines	802 (hearsay); 602 (no foundation)	Shows UEP guidelines' effect on Moark layers; admissible under 801(d)(2)(E) and 803(6).	
0699	1369	8/3/2007	MOARK0001658	MOARK0001659	Email from G. Gregory to M. Rust et al., re "Need Your Help" USDA PVP	802 (hearsay)	Admissible under 801(d)(2)(A) and (E).	
0700	1370	4/18/2007	MOARK0005475	MOARK0005476	Email from M. Lemire to L. Reickard, copying C. Willardson re Past Due Invoice			
0701	1371	10/26/2006	MOARK0017526	MOARK0017526	Email from C. Willardson to D. Hudgens and B. Hodges re UEP Export Order	802	801(d)(2)(E); non-hearsay purpose.	

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0702	1372	10/23/2006	MOARK0036917	MOARK0036918	Email from C. Willardson to J. Kil re G. Gregory email re Export Order	802 (hearsay as to top email)	Willardson email admissible under 801(d)(2)(E). G. Gregory email below admissible under 801(d)(2)(A) and (E).	
0703	1384	1/22/2007	RA0084247	RA0084249	Email from J. Miller to M. Rust et al., attaching 1/22/2007 Rose Acre Letter to USDA-AMS	802 (hearsay as to parties other than RAF)	Admissible under 801(d)(2)(A) and (E).	
0704	1386	1/23/2007	UE0154000	UE0154001	UEP Marketing Committee Minutes			
0705	1387	10/17/2006	UE0707359	UE0707365	M. Rust-C. Gregory email chain re Klippen & Sparboe	802 (hearsay as to CMF); 805 (Klippen email is hearsay within hearsay)	Admissible under 801(d)(2)(A) and (E); Klippen email for non-hearsay purpose.	
0706	1389	4/17/2002	MOARK-IPP-0019461	MOARK-IPP-0019470	Email chain re WalMart Specs	802 (hearsay)	Non hearsay use (effect on listener).	
0707	1391	12/15/2005	RAUPDATE0035857	RAUPDATE0035857	Email exchange between M. Rust and G. Gregory re egg washing			
0708	1392	00/00/2006	UE0754535	UE0754561	UEP Committee Appointments for 2006			
0709	1393	6/15/2006	RAUPDATE0034691	RAUPDATE0034691	B. Ginnane-M. Rust email exchange re Egg White inventory	802 (hearsay as to CMF and UEP-USEM)	Admissible under 801(d)(2)(A) and (E). Admissible against all.	
0710	1394	00/00/2005	UE0793299	UE0793300	Egg Industry Economic Alert	802 (hearsay)	Admissible under 801(d)(2)(A) and (E) and 803(6).	
0711	1395	12/1/2002	N/A	N/A	2002-12-01 Cal-Maine 10-Q	105, 802	Admissible under 801(d)(2)(A) and 803(6). Admissible against all defendants.	Yes as to financial statements, no to narratives.
0712	1396	11/27/2004	N/A	N/A	2004-11-27 Cal-Maine 10-Q	105, 802	Admissible under 801(d)(2)(A) and 803(6). Admissible against all defendants.	Yes as to financial statements, no to narratives.
0713	1397	00/00/1999	UE0169150	UE0169163	UEP Committee Appointments for 1999			

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0714	1398	11/26/2005	N/A	N/A	2005-11-26 Form 10-Q	105, 802, 402, 403 (legal proceedings section)	Relevant to changes in shell egg prices; admissible under 801(d)(2)(A) and 803(6); will redact legal section. Admissible against all defendants.	Yes as to financial statements, no to narratives.
0715	1402	11/29/2004	UE0176011	UE0176011	UEP-Gregory Letter to Moark re intention to reduce flock size	802 (hearsay); 805 (hearsay within hearsay); 602 (no foundation)	Admissible under 801(d)(2)(A) and (E) and 803(6).	
0716	1403	11/29/2004	UE0176010	UE0176010	UEP-Gregory letter to Hillandale Farms re intention to reduce flock size	802 (hearsay); 805 (hearsay within hearsay); 602 (no foundation)	Admissible under 801(d)(2)(A) and (E) and 803(6).	
0717	1406	6/2/2007	N/A	N/A	2007 Cal-Maine 10-K	105; 802 (hearsay); 402, 403 (legal proceedings section)	Admissible under 801(d)(2)(A) and 803(6). We will redact legal proceedings section. Probative value not substantially outweighed by unfair prejudice. Admissible against all defendants.	Yes as to financial statements, no to narratives.
0718	1407	2000-2014	N/A	N/A	David Report Exhibit 12			
0719	1408	10/00/2008	RA0069754	RA0069769	Watt Egg Industry Newsletter	802 (hearsay); 805 (hearsay within hearsay); 402 (irrelevant portions)	For identification purposes only	
0720	1409	00/00/0000	UE0186974	UE0186975	Rose Acre Farms - The Good Egg People	802 (as to CMF, USEM, and RAF)	Admissible under 801(d)(2)(A) and (E). Admissible against all.	
0721	1411	4/14/2003	RA0005326	RA0005326	Email from G. Hinton to B. Borna re Animal Care Certified Logo	802 (as to CMF and UEP-USEM)	Admissible under 801(d)(2)(A) and (E). Admissible against all.	
0722	1412	8/6/2009	N/A	N/A	2009 Rose Acre Farms Consolidated Financial Statement and Supporting Schedules			
0723	1413	8/5/2010	N/A	N/A	2010 Rose Acre Farms Consolidated Financial Statement and Supporting Schedules			
0724	1414	2000 - 2015	N/A	N/A	David Report Exhibit 13			
0725	1415	6/1/2005	MOARK0001079	MOARK0001080	UEP Shell Egg Marketing Committee Conference Call Minutes	802 (hearsay); 403 (markings)	Admissible under 801(d)(2)(A) and (E) and 803(6); redact markings. Probative value not substantially outweighed by unfair prejudice.	

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0726	1417	10/17/2005	NL004009	NL004009	Email from G. Gregory to M. Rust, et al., re UEP Program Review	802 (hearsay)	Admissible under 801(d)(2)(A) and (E).	
0727	1418	00/00/2005	RA0033885	RA0033891	Rose Acre Farms Vendor Profile - Company Description			
0728	1419	2002-2013	N/A	N/A	Rose Acre's Participation in UEP and USEM Boards and Committees			
0729	1420	4/21/2006	RAUPDATE0034892	RAUPDATE0034892	Email from G. Hinton to K. Hendrix, M. Rust re UEP	105, 802 (as to CMF and UEP-USEM)	Admissible under 801(d)(2)(A) and (E). Admissible against all defendants.	
0730	1421	4/13/2012	N/A	N/A	RA's Objections and Answers to Plaintiffs' First Set of Interrogatories (Kansas)			
0731	1422	00/00/2003	KEL00006643	KEL00006648	2002 Kellogg Organization Chart			
0732	1424	11/00/2004	KEL00007876	KEL00007876	2004 Kellogg Organization Chart			
0733	1425	11/1/2007	KEL00014917	KEL00014942	2007 Kellogg Organization Chart			
0734	1426	12/4/2008	NES000003217	NES000003219	Trask-Roberts email exchange copying Feyman re Michael Foods Pricing	802 (hearsay)	Non hearsay (effect on listener). And admissible through 803(6).	
0735	4		HS000007	HS000010	Cal-Maine Videos Cal-Maine Egg Laying Hens vides (no bates)	105; 106, 402, 403, 404(a), 602, 802, 805, 901	Video shows Cal-Maine's mistreatment of hens after being certified by UEP. Relevant to show Cal-Maine was not motivated by animal welfare concerns and that UEP program was not effective for animal welfare. Probative value not substantially outweighed by unfair prejudice. Statements by reporter and interviewee will be redacted. Admissible against Cal-Maine and UEP.	

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APPENDIX 9-1
Kraft Foods Global, Inc., et al. v. United Egg Producers, Inc., et al.
Plaintiffs' Trial Exhibit List

Case No. 1:11-cv-08808

Plaintiff Exhibit	Plaintiff Initial Reference No	Date	Beg Bates	End Bates	Descriptions	Defendants Objections	Basis for Admissibility	Business Record Stipulation
0736	594		N/A	N/A	Group Exhibit - Urner Berry Data	402; 802; 901; 1006	Relevant, 803(6), non-hearsay purpose (effect on listener), authentic; unclear what 1006 objection could possibly be	Yes
0737	675				Urner Barry Comtell, Eggs History, http://www.ubcomtell.com/History/HistMenuE.aspx?l=6&t=e&sourcenum=2&hm=1 .	UNABLE TO ID PDF; ALL OBJECTIONS RESERVED		
0738	682				Group Exhibit - Cal-Maine Foods transaction data for March 1996 to January 2013.	None		
0739	684				Group Exhibit - General Mills, Inc. transaction for January 1999 to December 2012.	None	Authentic; 803(6)	
0740	686				Group Exhibit - Kraft Foods Group, Inc. transaction data for September 2008 to August 2013.	None	Authentic; 803(6)	
0742	687				Group Exhibit - Michael Foods transaction data for February 1997 to December 2012.	None		
0743	691				Group Exhibit - Nestle USA, Inc. transaction data for January 2000 to December 2012	None	Authentic; 803(6)	
0744	693				Group Exhibit - Rose Acre Farms transaction data for August 1999 to October 2012.	None		
0745	696				Group Exhibit - The Kellogg Company transaction data for January 2002 to December 2012.	None	Authentic; 803(6)	
0746	1225	RESERVE			Summary exhibits to be created or identified by any Plaintiff	Defendants reserve all evidentiary objections until such document is identified.		
0747	1226	RESERVE			Any document or data turned over or identified in any report written by any expert on either Plaintiffs' or Defendants' witness list.	Defendants reserve all evidentiary objections until such document is identified.		
0748	1227	RESERVE			Any deposition exhibits incorporated or referenced in Plaintiffs' deposition designations that are not otherwise identified herein.	Defendants reserve all evidentiary objections until such document is identified.		

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0749	1228	RESERVE			Any exhibit listed by the Defendants	Defendants reserve all evidentiary objections until such document is identified.		
0750	532	6/3/2006	CM00439266	CM00439343	Cal-Maine 10-K for year ending June 3, 2006.	105, 802 (as to RAF, UEP, USEM)	Flock size and sales information relevant and admissible under 801(d)(2)(A) and 803(6); admissible against all defendants.	Yes
0751		4/8/2008	CM00511087	CM00511112	Letter to WalMart from USDA			
0752	527	7/31/2007	CM00253337	CM00253339	Investors Business Daily article: "High Corn prices Drive Up Eggs and Help Cal-Maine Have Fun."	701, 802, 805, 602, 403	703, probative value not substantially outweighed by unfair prejudice	
0753	531	1/2/2008	CM00427428	CM00427428	UEP Press Release "Traditional Eggs May Have Lower Impact on Global Warming.	802 (as to RAF, CMF, USEM)	703, 801(d)(2)(A). Admissible against all defendants.	
0754	571		MOARK0000338	MOARK0000342	Memorandum re: What Happens If 100% Committed is Changed?	105; 106; 802* (as to RAF, CMF, USEM); 805	703, 801(d)(2)(A), 801(d)(2)(E), non-hearsay purpose. Admissible against all defendants.	
0755		1/30/2002	MOARK0000343	MOARK0000343	Email to K. Looper from G. Gregory re Change 100% Commitment doc.	403 (incomplete); 802*	801(d)(2)(A), 801(d)(2)(E), non-hearsay purpose; probative value not substantially outweighed by unfair prejudice; Tr. Ex. 754 is attachment to email. Admissible against all defendants.	
0756		11/1/2005	CM00412623	CM00412628	Feedstuffs article: Egg Producers looking at marketplace options.	802, 805, 403	703, probative value not substantially outweighed by unfair prejudice	
0757		00/00/2008	Hillandale-PA00005401	Hillandale-PA00005428	UEP 2008 Production Planning Calendar	802* (as to RAF, CMF, USEM)	801(d)(2)(A), (E), 803(6). Admissible against all defendants.	Yes
0758		12/00/2006	MFI0017580	MFI0017583	MFI Monthly Compliance Report	802* (as to RAF, CMF, USEM)	801(d)(2)(A), (E), 803(6), non-hearsay purpose. Admissible against all defendants.	Yes
0759		6/1/2005	NL00052848	NL00052849	Email from R. Deffner to B. Bookey re ACC Program	802*	801(d)(2)(A), (E). Admissible against all defendants.	
0760		6/16/2008	RA0071932	RA0071934	Email Chain between J. Rust and M. Rust re 5 year 10 year	802* (as to CMF, UEP, USEM)	801(d)(2)(A), (E). Admissible against all defendants.	

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0761		6/6/2006	RAUPDATE0071779	RAUPDATE0071833	RA Validus UEP Checklist for Animal Husbandry Audits	802* (as to CMF, UEP, USEM)	801(d)(2)(A), (E), 803(6). Admissible against all defendants.	Yes
0762		2/14/2000	UE0065850	UE065855	United Voices Newsletter	802* (as to RAF, CMF, USEM); Noerr-Pennington (only as to "Washington Report" attachment)	Article "Nearly 100,000 Case Export," "Chick Hatch Down," "Membership Dues," "nationwide Egg Market Outlook," "Schrader's Egg Price Memo," "USDA Poultry Statistics" admisslbe under 801(d)(2)(A), (E) and non-hearsay purpose (effect on listener); Will redact remainder. Admissible against all defendants.	
0763		12/17/2001	UE0067449	UE0067450	United Voices Newsletter	802* (as to RAF, CMF, USEM)	801(d)(2)(A), (E). Admissible against all defendants.	
0764		00/00/2007	UE0212625	UE0212625	Reduce Egg Supply Between Easter & Labor Day	802* (as to RAF, CMF, USEM)	801(d)(2)(A), (E). Admissible against all defendants.	
0765		00/00/2008	UE0394297	UE0394298	2008 USEM Membership Agreement and Export Commitment			Yes
0766		10/22/2014	N/A	N/A	Consumer Price Index (CPIAUCSL Data)	402	1006	
0767		1990-2012	N/A	N/A	Consumer Price Index for All Urban Consumers: All Items January 1990 - December 2012	402	1006	
0768			N/A	N/A	Summary: Cal-Maine Shell Egg Sales	[Awaiting copy of summary to assess objections]	All applicable bases	
0769			N/A	N/A	Summary: Cal-Maine Laying Flock Size	[Awaiting copy of summary to assess objections]	All applicable bases	
0770			N/A	N/A	Summary: Cal-Maine Profits	[Awaiting copy of summary to assess objections]	All applicable bases	
0771			N/A	N/A	Summary: UEP Committee Membership	[Awaiting copy of summary to assess objections]	All applicable bases	

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Plaintiff Exhibit	Plaintiff Initial Reference No	Date	Beg Bates	End Bates	Descriptions	Defendants Objections	Basis for Admissibility	Business Record Stipulation
0772			N/A	N/A	Summary: Short Term Measures	[Awaiting copy of summary to assess objections]	All applicable bases	
0773			N/A	N/A	Summary: State Laws	[Awaiting copy of summary to assess objections]	All applicable bases	
0774			N/A	N/A	Summary: UEP Short Term Measures	[Awaiting copy of summary to assess objections]	All applicable bases	
						* indicates a hearsay objection that will likely be resolved by the Court's final opinion on the Plaintiffs' <i>Santiago</i> Proffer. Other hearsay objections may likewise be resolved by that opinion.		

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Appendix 9-2
Kraft Global Foods, Inc., et al. v. UEP, Inc., et al
Defendants' Trial Exhibits

Case No. 1:11-cv-08808

Exhibit Number	Initial Reference No.	Date	Beg Bates	End Bates	Descriptions	Plaintiffs' Objections	Basis for Admissibility
A	113	03/13/01	GMI00014925	GMI00014926	Waldbaum Grain-Based Pricing Quote for General Mills	HS	NHSP
B	123	5/10/2001	GMI00014924	GMI00014925	M.G. Waldbaum Company documents re: Grain-based Pricing for General Mills for 06/2001 - 05/2002	HS	NHSP
C	1518	6/19/2003	GMI00014923	GMI00014923	Top Line Egg Summary Presentation	None	801(d)(2)
D	1335	02/??/04	GMI00031109	GMI00031114	Facilities Audit Checklist For Egg Producers	402, 403, 901	401
E	491	8/25/2004	GMI00032398	GMI00032398	Egg Category Summary Sheet	None	
F	614	7/19/2005	GMI00031207	GMI00031207	Email from Bob Klein to Galen Hersey re. Forced Molt Article	HS, INC	801(d)(2)(D), NHSP
G	711	4/26/2006	GMI00031895	GMI00031897	General Mills - MFI Invoice	None	
H	838	2/14/2007	GMI00023386	GMI00023393	United Voices Newsletter by Gene Gregory	None	
I	1338	03/??/07	GMI00017136	GMI00017170	Eggs - Powerpoint by Tiffany Mercuri	CUM	
J	1351	06/??/07	GMI00023656	GMI00023674	Presentation: Egg Pricing Strategies - June 2007	CUM	
K	897	8/9/2007	GMI00032288	GMI00032293	Recommendation that General Mills buy IMM Cage-Free Eggs in 2012	402, 403, OSD	401
L	921	10/10/2007	GMI00001153	GMI00001169	General Mills Egg Overview	None	
M	1471	11/12/2007	GMI00031552	GMI00031553	Email from T. Mercuri to T. Huston re Liquid Whole Egg Pricing & New Contract	None	
N	1343	04/??/08	GMI00010997	GMI00011006	Presentation: Buyer Category Discussion - Sourcing 101	402, 403, OSD	401
P	986	4/15/2008	GMI00001000	GMI00001013	Presentation: Rembrandt Strategy Review, T. Mercuri	None	
Q	1000	5/20/2008	GMI00031634	GMI00031637	General Mills Company Visit to Rembrandt agenda and Notes	402, 403, 901	401
R	1010	5/28/2008	GMI00031919	GMI00031921	Michael Foods Customer Pricing Agreement for General Mills from 06/01/2008 - 06/30/2008	901	
S	1022	7/1/2008	GMI00031877	GMI00031877	Michael Foods Customer Pricing Agreement to General Mills	901	
T	1508	8/2/2008	GMI00033221	GMI00033250	General Mills Evaluation of Cage versus Cage Free Production	402, 403, 802, MIL, OSD	401; NHSP
U	1097	01/01/09	GMI00000968	GMI00000975	Supply Agreement between GMOL and Primera Foods	None	
V	1123	02/10/10	GMI00031219	GMI00031219	2/10/10 e-mails between Cass Wade-Kudla, Dorazio regarding Betty Crocker Agreement	402, 403, OSD	401
W	1129	5/18/2010	GMI00033023	GMI00033024	Email Chain from Stephane LeConte to Vijay Sood-TechCtr; Chris O'Leary, Tom Forsythe, Luis Merizalde, Alain Zanetti, Linda Hipkiss, Liz Nordlie, and Wendy Ware Perben re: Cage-free eggs, timing and cost impact	402, 403, OSD	401
X	1133	08/04/10	GMI00031088	GMI00031088	8/4/10 e-mail between Gregg Dorazio, Wade-Kudla, Luedke, Ramallingam, Robbins, Klein, Dowd, Davis regarding Betty Crocker Fresh Eggs - Education & Discussion	402, 403, OSD	401
Y	1134	08/23/10	GMI00032209	GMI00032219	Report - Cage-Free Egg Analysis for GMI	402, 403, OSD	401
Z	1135	08/23/10	GMI00032224	GMI00032232	8/13/10 document Entitled "Cage-Free Egg Analysis for GMI"	402, 403, OSD, MAR, CUM	401
AA	1136	09/07/10	GMI00030754	GMI00030754	Handwritten notes dated 9/7/2010 by Gerald Lynch	402, 403, OSD, HS	401; 801(d)(2)
AB	1137	9/7/2010	GMI00032297	GMI00032298	Document re: Cage-Free Eggs	402, 403, 901, OSD	401
AC	1138	09/27/10	GMI00032251	GMI00032251	Article emailed by Naamua dated 9/27/2010 regarding HSUS' Address to ConAgra	402, 403, OSD, HS	401; NHSP, 801(d)(2)
AD	1143	12/1/2010	GMI00032299	GMI00032305	Memo re: Cage-Free Eggs (latest information)	402, 403, 901, OSD, HS	401; NHSP, 801(d)(2)
AE	1144	1/6/2011	GMI00032262	GMI00032264	Document re: Cage-Free Eggs with Sullivan's handwritten notes	402, 403, 901, OSD	401
AF	1148	3/9/2011	GMI00032281	GMI00032281	Letter from Fred Morganthall of Harris Teeter to Ken Powell of GM	402, 403, OSD, HS	401; NHSP
AG	1151	4/20/2011	GMI00032237	GMI00032238	Humane Society Article titled "General Mills Announces New Cage Free Egg Commitment"	402, 403, OSD, DUP	401; Not DUP
AH	1153	4/27/2011	GMI00032279	GMI00032280	Letter from Shawn P. O'Grady (General Mills) to Fred Morganthall (Harris Teeter, Inc.) re: sourcing of eggs and poultry	402, 403, OSD	401
AI	1159	8/15/2011	GMI00030874	GMI00030891	Presentation titled "Egg Category Strategy: Putting All Our Eggs in One Basket"	402, 403, OSD	401

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Defendants' Trial Exhibits

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Exhibit Number	Initial Reference No.	Date	Beg Bates	End Bates	Descriptions	Plaintiffs' Objections	Basis for Admissibility
AJ	1506	01/31/13			General Mills Responses to Defendants' 1st Interrogatories	402,403	401; 801
AK	1191	07/12/13			Notice of Deposition directed to General Mills	402	401
AL	1194	07/30/13			General Mills Website Animal Welfare Statement (Lynch 2)	402, 403, 901, OSD	401
AM	1486	00/00/2016	N/A	N/A	General Mills Global Responsibility 2016	402, 403, OSD	401
AN	1485	00/00/2022	N/A	N/A	General Mills Animal Welfare Policy	402, 403, OSD	401
AO	1381	TBD	GMI00010997	GMI00011006	Document titled "Buyers Category - Sourcing 101" by Scott Wulff and Tiffany Mercuri	402, 403, OSD, DUP	401
AP	1382	TBD	GMI00031100	GMI00031101	Document titled "Betty Crocker Eggs - Premium Egg Market Entry"	402, 403, OSD	401
AQ	1385	TBD	GMI00031186	GMI00031186	Handwritten notes by Gregg Dorazio re: Brand exposure and Animal welfare	402, 403, 901, OSD	401
AR	1386	TBD	GMI00031191	GMI00031191	Document titled "Betty Crocker Premium Eggs - Next Steps"	402, 403, 901, OSD	401
AS	1384	TBD	GMI00031193	GMI00031193	Meeting agenda for Betty Crocker Premium Eggs Discussion	402, 403, 901, OSD	401
AT	1383	TBD	GMI00031206	GMI00031206	Handwritten Notes re: Cage Free and Beak Removal	402, 403, 901	401
AU	1387	TBD	GMI00032288	GMI00032293	Lynch 3	402, 403, OSD, DUP	401
AV	1399	TBD	GMI00001017	GMI00001029	General Mills presentation titled "Eggs: Change in Strategy & Vendor"	None	
AW	1411	TBD	GMI00032283	GMI00032284	Document RE: General Mills One Million Cage-Free Egg Buy	402, 403, OSD	401
AX	1265	??/??/03	KEL00021449	KEL00021461	Kellogg: Eggs - Meeting Objective	901	
AY	320	01/06/03	KEL00017901	KEL00017902	Emails between Kelly Toby and Trudy Cravens re: Questions on Egg Specifications	402, 403, 901	401
AZ	341	3/11/2003	KEL00018543	KEL00018544	Email from Kelly Tobey to Bob Kellert re: Egg Award Verification	402, 403, 901	401
BA	1517	1/16/2004	KEL00021473	KEL00021473	Financials for Powdered Egg White replacement project at Worthington	402, 403	801(d)(2)
BB	446	1/26/2004	KEL00021475	KEL00021476	Email from B. Kellert to P. Colwell and T. Rechsteiner re: Kelloggs New Contract	901	
BC	783	10/10/2006	KEL00011305	KEL00011305	Email from John Wolf to David Butler re: NFF-Dried Eggs 2007	901	
BD	785	10/11/2006	KEL00020428	KEL00020428	Kellogg: Contract Authorization - Egg White Powder and Whole Egg Powder Requirements for 2007; Supplier: Michael Foods	901	
BE	784	10/11/2006	KEL00021568	KEL00021568	Egg White Powder and Whole Egg Powder Requirements for 2007	901, DUP	
BF	822	1/22/2007	KEL00000284	KEL00000285	Email from D. Butler to C. Wentworth copying J. Wolf re: Egg Market Jan 22nd	901	
BG	842	03/15/07	KEL00000370	KEL00000372	3/15/07 e-mail exchange between Butler, Wolf, Wentworth regarding Cage-Free eggs	402, 403, 901	401
BH	843	03/23/07	KEL00000387	KEL00000387	3/23/07 e-mail between Butler, Pell, Charles, Wentworth, Wolf regarding UEP Egg Certification	402, 403, 901	401
BI	1212	03/14/14			Defendants' Amended Notice of Deposition of the Kellogg Company Pursuant to Fed. R. Civ. P. 30(b)(6)	402	401
BJ	1488	10/29/2015	N/A	N/A	Kellogg Company Broadens Commitment to Animal Welfare, Will Source 100% Cage-Free Eggs by 2025	402, 403, OSD	401
BK	1489	00/00/0000	N/A	N/A	Kellogg Company CR Report	402, 403, OSD, HS	401; 801(d)(2)
BL	1181	01/31/13			The Kellogg Company's Objections and Amended Answers to Defendants' First Set of Interrogatories	None	
BM	1	4/1/1994	KRA00048996	KRA00049048	Egg Products Supply Agreement between Rose Acre and Kraft	901	
BN	1492	11/11/1996	KRA00045678	KRA00045686	Eggs Products Supply Agreement Amendment	402, 403	401
BO	12	04/30/99	KRA00049091	KRA00049111	Draft Egg Products Supply Agreement between Kraft and RAF	402, 901, INC	401

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BP	1528	11/12/2001	KRA00002434	KRA00002434	2002 Miracle Whip Regular Reformulations Savings Summary	402, 403	801(d)(2)
BQ	206	04/01/02	KRA00002644	KRA00002664	Egg Products Supply Agreement between Kraft and Rose Acre Farms	402, 403, 901, INC (unsigned)	401
BR	213	4/1/2002	KRA00048928	KRA00048928	Egg Products Supply Agreement between Kraft and Rose Acre, 2002	DUP	Not DUP
BS	214	4/1/2002	KRA00048928	KRA00048995	Egg Products Supply Agreement between Rose Acre and Kraft	901	
BT	221	4/23/2002	KRA00005942	KRA00005944	Memorandum from M. Kuntz and D. Kuenzler to A. Korby, G. Puma and J. Olin re: Rose Acres Farms Two-Year LTA Agreement.	901	
BU	1328	01/??/04	KRA00014698	KRA00014698	Kraft - Draft Animal Welfare Task Force Charter	402, 403	401
BV	459	2/25/2004	KRA00006025	KRA00006025	Kraft 2004 Egg Reforecast	None	
BW	1521	4/29/2004	KRA00002415	KRA00002415	MW Egg Elimination Memo	None	801(d)(2)
BX	469	05/01/04	KRA00046260	KRA00046315	Egg Products Supply Agreement between Kraft and Rose Acre 2004	None	
BY	505	10/19/2004	KRA00004845	KRA00004936	Oscar Mayer Presentation re Animal Well-Being	402, 403, 901, HS	801(d)(2)
BZ	536	1/20/2005	KRA00027934	KRA00027934	Email from C. Amundsen to various re animal welfare call list	402, 403, 901	401
CA	1522	4/14/2005	KRA00001428	KRA00001448	Primera Food Presentation re: EggStreme Options Review for Kraft	None	801(d)(2)
CB	570	4/15/2005	KRA00007631	KRA00007631	Email from Javier Meneses to Ronald Triani and others re: Egg ACC Certification	901	
CC	571	04/19/05	KRA00027969	KRA00027970	Email from Hinton to Meneses (KRAFT) re: UEP ACC Program	402, 403, 901, HS	401; 801(d)(1), 806, NHSP
CD	1348	05/??/05	KRA00049658	KRA00049658	Status - FMI-NCCR Animal Welfare Guidelines - Updated May 2005	402, 403	401
CE	1347	05/??/05	KRA00049855	KRA00049858	Ltr from RAF to Kraft re UEP Program	901	
CF	579	5/2/2005	KRA00014700	KRA00014701	Kraft Animal Welfare Task Force Charter	402, 403	401
CG	1525	5/6/2005	KRA00008592	KRA00008608	Egg Sourcing Strategy Presentation	None	801(d)(2)
CH	585	05/20/05	KRA00027995	KRA00027995	Email from C. Amundson to G. Hinton re UEP Audit Results	901	
CI	586	5/23/2005	KRA00049798	KRA00049798	Email among Kraft employees re Animal Welfare Task Force - Draft meeting agenda	402, 403	401
CJ	590	05/31/05	KRA00027999	KRA00027999	5/31/05 e-mail from Greg Hinton to Curtis Amundson regarding UEP Audit Results	None	
CK	595	6/1/2005	KRA00049819	KRA00049820	Animal Welfare Task Force - June 1, 2005 Meeting Summary & Follow Ups	402, 403	401
CL	1502	8/1/2005	KRA00045829	KRA00045831	Kraft Foods Global Inc./Rose Acre Farms Inc. Amendment to Egg Product Supply Agreement	None	
CM	619	08/24/05	KRA00014673	KRA00014677	Animal Welfare Task Force August 24, 2005 Meeting Summary & Follow Ups	402, 403, 901	401
CN	643	12/8/2005	KRA00014916	KRA00014918	Animal Welfare Task Force - Dec 8, 2005 Meeting Summary & Follow Ups	402, 403, 901	401
CO	1526	2/10/2006	KRA00044290	KRA00044343	Request for Proposal for Kraft Meats Egg Ingredients	402, 403	801(d)(2)
CP	676	2/16/2006	KRA00042468	KRA00042470	Letter from PETA to Kraft	402, 403, HS	401; NHSP
CQ	1345	04/00/06	KRA00000019	KRA00000038	April 2006 Draft Animal Welfare Policy and Program Recommendation	402, 403	401
CR	705	4/20/2006	KRA00052823	KRA00052824	HSUS Letter to Kraft	402, 403, HS	401; NHSP
CS	709	4/24/2006	KRA00000018	KRA00000039	Meeting Request attaching Kraft Animal Welfare Presentation	402, 403	401
CT	732	06/19/06	KRA00014791	KRA00014794	Kraft Animal Welfare Policy	402, 403	401
CU	744	7/25/2006	KRA00002297	KRA00002298	Email from D. Lis to J. Meneses, K. Radzinski, and S. Prager re: Functional Eggs Project	901	
CV	759	8/30/2006	KRA00003479	KRA00003479	RE: Michael Food (MF) PR Issue Discussion	None	
CW	792	10/30/2006	KRA00016957	KRA00016957	Email from Curtis Amundson re Animal Welfare Language	402, 403	401; N403P, 803(6)
CX	811	12/8/2006	KRA00000040	KRA00000094	2006 Dairy Scan Summary Presentation including discussion of animal welfare	402, 403, 901	401
CY	1302	00/00/07	KRA00026657	KRA00026657	Kraft's US Egg Contract Strategy 2007	None	
CZ	861	5/21/2007	KRA00000342	KRA00000343	Email within Kraft re Turkey Abuse	402, 403, 901, HS	401; 801(d)(2)

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DA	865	05/30/07	KRA00026658	KRA00026663	Letter from G. Hinton to J. Gregorich (Kraft) re: Renewing egg product supply agreement	None	
DB	873	6/8/2007	KRA00026656	KRA00026663	Email from J. Gregorich to J. Rojo re. Rose Acre Farms Request for Approval to Extend US Egg Contract	None	
DC	876	06/18/07	KRA00045809	KRA00045810	2007 Commitment Letter from Kraft to Rose Acre	None	
DD	877	6/19/2007	KRA00026898	KRA00026900	2007 Commitment Letter from Kraft to Oskaloosa Foods Products Corp.	None	
DE	1472	06/22/2007	KRA00046512	KRA00046514	Email from J. Gregorich to J. Taylor encl MFI Commitment Letter Kraft Functional Eggs	402, 403, OSD	401
DF	887	6/28/2007	KRA00053201	KRA00053202	Kraft Foods Global Inc./Rose Acre Farms Inc. Amendment to Egg Product Supply Agreement	901	
DG	888	7/1/2007	KRA00002537	KRA00002554	Meat, Poultry and Other Animal Ingredients Product Purchase Agreement between Kraft and Michael Foods, Inc.	None	
DH	939	12/14/2007	KRA00007056	KRA00007057	Agreement Letter between Kraft and Henningsen Foods, Inc.	901	
DI	1268	??/??/08	KRA00046529	KRA00046530	Kraft Egg Industry Facts & Discussion Points	402, 403, 901, OSD, HS	401; 801(d)(2), NHSP
DJ	967	2/13/2008	KRA00000949	KRA000000950	Email among Kraft employees re Safeway embraces animal welfare	402, 403, 901, HS	401; 801(d)(2), NHSP
DK	976	3/23/2008	KRA00002942	KRA00002943	Email from A. Reusche to C. Waggoner copying others re: Chicago Tribune - Why egg prices are cracking budgets	901	
DL	977	3/23/2008	KRA00053509	KRA00053512	Email from R. Marrese to A. Reusche re Article in Chicago Tribune on Reasons for Rising Egg Prices	901, HS	NSHP, 801(d)(2)
DM	983	4/14/2008	KRA00053784	KRA00053785	Kraft Email re Egg Contract Status Report	None	
DN	985	4/15/2008	KRA00006162	KRA00006165	Kraft Email re Pure Food Guaranty	None	
DO	1002	05/21/08	KRA00026755	KRA00026757	Egg Products Supply Agreement Amendment between Kraft and RAF with transmittal email	402, 403, 901, OSD	401
DP	1007	5/22/2008	KRA00026759	KRA00026759	Egg Product Supply Agreement Amendment between Kraft and RAF (legible)	901	
DQ	1006	5/22/2008	KRA00026765	KRA00026782	Development Master Agreement between Kraft and Rose Acre Farms	901	
DR	1005	05/22/08	KRA00045811	KRA00045814	Egg Product Supply Agreement Amendment between Kraft and RAF with transmittal email	402, 403, 901, OSD, HS	401; NHSP, 803(6), 801(d)(2)
DS	1013	6/3/2008	KRA00000486	KRA00000490	Email and attachment from S. Lindner to B. Giroux and W. Paulos re: PETA	402, 403, 901, HS	401; 801(d)(2)
DT	1014	6/3/2008	KRA00026639	KRA00026640	Agreement Letter between Kraft and Okaloosa Foods Products Corp.	901	
DU	1016	6/6/2008	KRA00026588	KRA00026590	Agreement Letter between Kraft and CROPP Cooperative Organic Valley	901	
DV	1023	7/1/2008	KRA00009621	KRA00009642	PPT Presentation: Kraft NA Ingredients Procurement; NA Egg Category Strategy	901	
DW	1024	7/1/2008	KRA00045457	KRA00045475	"PPT Presentation: Kraft Procurement, EGG Category Strategy	901	
DX	1523	7/7/2008	KRA00029333	KRA00029352	2009 Miracle Whip Quality Improvement Presentation	None	801(d)(2)
DY	1032	8/1/2008	KRA00003171	KRA00003171	Email from C. Amundson re: Supplier Animal Welfare Communication	402, 403, 901	401
DZ	1054	9/22/2008	KRA00027105	KRA00027105	Signature page to Agreement between Kraft and Henningsen Foods, Inc.	901	
EA	1071	10/30/2008	KRA00003172	KRA00003172	Email from C. Amundson re: Animal Welfare Language	402, 403, 901	401
EB	1082	12/2/2008	KRA00002859	KRA00002872	Meeting event and attachment re: Risk Management Strategy - Egg Cross-hedge execution working session.	402, 403	401
EC	1113	6/1/2009	KRA00045346	KRA00045357	PPT Presentation: Kraft NA Ingredients Procurement; Egg Category Strategy 2009	402, 403, 901, OSD	401
ED	1503	7/1/2009	KRA00045801	KRA00045801	Contract Term Extension between Kraft and Rose Acre Farms	None	
EE	1118	8/27/2009	KRA00046488	KRA00046509	Contract Term Extension and Supply Agreement between Kraft and MFI	None	

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EF	1500	11/4/2009	KRA00046140	KRA00046149	Email between G. Hinton and S. Manion re: Kraft Component Pricing	402, 403, OSD, HS	401; 801(d)(1)(A); NHSP
EG	1504	03/25/10	KRA00045798	KRA00045800	Egg Products Supply Agreement, Contract Term Extension between Kraft and RAF	None	
EH	1505	12/29/10	KRA00045785	KRA00045787	Contract Term Extension between Kraft and Rose Acre Farms	None	
EI	1146	2/8/2011	KRA00049597	KRA00049602	Kraft Animal Welfare Corporate Position	402, 403, 901, OSD	401
EJ	1149	04/03/11	KRA00045570	KRA00045571	Egg Product Supply Agreement, Contract Term Extension between Kraft and RAF	402, 403, 901, OSD, HS	401; 803(6), NHSP
EK	1507	01/31/13			Kraft Responses to Defendants' 1st Interrogatories	402, 403	401; 801
EL	1478	05/30/2014	N/A	N/A	Kraft Response to Request to Admit	402, 403, VAG, MIS	401
EM	1252	3/1/2016			Press Release on Kraft Heinz Website re: Kraft Heinz to Source 100% Cage-Free Eggs in North America by 2025	402, 403, 901, OSD, HS	401; 801(d)(2), NHSP
EN	1254	10/27/2017			"Press Release on HSUS website re: Kraft Heinz expands animal welfare commitments to include higher standards of well-being for ""broiler"" chickens	402, 403, 901, OSD, HS	401; 801(d)(2), NHSP
EO	1490	8/12/2021	N/A	N/A	Kraft Animal Welfare Policy 2021	402, 403, OSD	401
EP	1501	UNDATED	KRA00045843	KRA00045863	Working Copy of Egg Products Supply Agreement between Kraft and Rose Acre Farms	None	
EQ	1262	??/??/????	KRA00014900	KRA00014900	Kraft Approved Animal Welfare 3rd Party Auditors	402, 403, 901	401
ER	1263	??/??/????	KRA00026002	KRA00026003	Ltr from Cargill Meat Solutions to Customers re Animal Welfare	402, 403, 901, HS	401; NHSP
ES	1520		KRA00003889	KRA000039902	Miracle Whip Next Generation - Spoonables Productivity Presentation	None	801(d)(2)
ET	1524		KRA00055647	KRA00055647	Kraft Foods Total Egg Volume and Revenues by Supplier	None	801(d)(2)
EU	1491	00/00/0000	KRA00000489	KRA00000490	Kraft Q&A/Statement on Animal Welfare	402, 403	401
EV	1487	00/00/0000	N/A	N/A	Kraft - A Culture of Animal Welfare	402, 403, OSD	401
EW	1497	00/00/0000	N/A	N/A	Kraft Heinz Company Environmental Social Governance	402, 403, OSD	401
EX	1368	2001 - 2012			Form 10-Ks for Kraft Foods, Inc., 2001-2012 (revised from 2009)	402, 403	401
EY	1264	??/00 - ??/??/05	NES00004500	NES00004500	Nestle Egg Purchase Data 2000 - 2005	901	
EZ	1494	12/13/2006	NES00004540	NES00004544	Blanket Contract between Rose Acre and Nestle	None	
FA	970	3/7/2008	NES00004312	NES00004313	3/7/08 e-mail between Alison Reidenbach	901	
FB	1018	6/15/2008	NES00004517	NES00004528	Nestle - MFI Contract	901	
FC	1493	8/15/2008	NES00004529	NES00004533	Blanket Contract between Rose Acre and Nestle	None	
FD	1378	9/??/2008	NES00002149	NES00002269	Sept 2008 Dynamic Forecast Submission Raw Materials	402, 403, 901, HS	401; 801(d)(2)
FE	1047	9/4/2008	NES00000072	NES00000075	Email with attachment from William Trask to Steven Feyman	402, 403, 901, HS	401; 801(d)(2)
FF	1048	9/4/2008	NES00000076	NES00000076	Email from William Trask to Monte Mace re: FW: Order Confirmation and Pricing	901	
FG	1051	9/15/2008	NES00000394	NES00000398	Email from Dale Bohman to Steve Warner re: FW: Sept CFO update.ppt with attachments	402, 403	401
FH	1056	9/25/2008	NES00000111	NES00000114	Email from W. Trask to Group re: Informa Weekly Egg Comments (Trask 4)	None	
FI	1057	09/26/08	NES00000458	NES00000459	9/26/08 e-mail exchange between Lewis, Trask, Feyman regarding Email to John Hill	901	
FJ	1064	10/24/08	NES00002084	NES00002085	10/24/08 e-mails between Rokke, Trask, Feyman regarding Henningson Foods - Eggs	402, 403, 901	401
FK	1069	10/29/2008	NES00000499	NES00000502	Email from E. Lewis to S. Warner, S. Feyman, K. Kostal, D. Bohman re: Animal Raising Claims	402, 403, HS	401; 801(d)(2), NHSP
FL	1073	11/11/08	NES00000130	NES00000131	11/11/08 e-mail from William Trask to Feyman, Lewis regarding Ariba Analysis	901	
FM	1077	11/20/2008	NES00000132	NES00000133	11/20/08 e-mail from William Trask to Steven Feyman re: Egg Update	901	
FN	1085	12/4/2008	NES00002013	NES00002015	Email from Joe Roberts to William Trask re: Joeseph's Pasta Liquid Whole Egg Review	None	

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FO	1089	12/9/2008	NES0000177	NES00000184	Email from William Trask to John Hill and Monte Mace re: Dreyer's Liquid Sugar Egg Yolk Review and attached excel	None	
FP	1096	12/22/2008	NES00004502	NES00004507	Nestle - MFI Contract	901	
FQ	1182	1/31/2013			Nestle's Answers/Objections to 1st Interrogatories	None	
FR	1217	04/18/14			Nestle 30(b)(6) Deposition Notice	402, 403	401
FS	1223	07/10/14			Nestle Stipulation	None	
FT	1251	12/22/2015			Nestlé to Use 100% Cage-Free Eggs for All U.S. Food Products by 2020	402, 403, 901, OSD, HS	401; 801(d)(2), 807, NHSP
FU	1253	10/12/2017			Press Release on Nestle Website: Nestlé USA commits to higher standards of welfare for broiler chickens by 2024	402, 403, 901, OSD	401
FV	1495	7/26/2018	N/A	N/A	Nestle co-founds the Global Coalition for Animal Welfare	402, 403, OSD	401
FW	1496	7/00/2014	N/A	N/A	Nestle Commitment on Farm Animal Welfare	402, 403, OSD	401
FX	1395				Nestle statement on cage-free eggs by 2025	402, 403, 901, OSD	401
FY	1527		NES00004552	NES00004552	Egg Purchases 2000-2010	None	801(d)(2)
FZ	1454	08/15/2000	CM00270646	CM00270651	Memo from B. Feinberg (McDonalds) to McDonald's US Shell Egg Suppliers re McDonald's Welfare Guidelines for Egg Laying Hens	402, 403, MIL, HS, 901, DUP	401; NHSP
GA	1458	06/04/2001	CM00299498	CM00299498	Email from S. Storm to M. Thompson re Molt Age	402, 403, 404(b), 405(a)	
GB	134	07/03/01	CM00730852	CM00730853	Kroger Press Release: Kroger Endorses Food Marketing Institute's Program Addressing Animal Welfare	402, 403, 901, HS	401; NHSP
GC	1451	09/10/2001	CM00186956	CM00186956	Memo from J. Hardin to K. Crossland re Animal Husbandry Questions	402, 403, MIL, HS, 901	401; NHSP, 801(d)(1)
GD	156	10/16/2001	CM00188463	CM00188514	Watt Poultry Summit re Focusing on Bird Welfare in the Commercial Layer Industry	402, 403, HS	401; NHSP
GE	158	10/17/2001	CM00275722	CM00275724	UEP Producer Committee for Animal Welfare Minutes	402, 403, HS	401; 803(6), NHSP
GF	159	10/19/2001	CM00415112	CM00415218	UEP Annual Meeting - Government Relations Report	402, 403, HS, MAR, 901	401; 803(6), NHSP
GG	190	2/15/2002	CM00673854	CM00673856	Letter from FMI and NCCR to Al Pope	402, 403, HS	401; NHSP, 803(6)
GH	197	2/26/2002	CM00730864	CM00730865	Article: PETA begins Safeway Boycott (Dallas Morning News)	402, 403, HS, 901	401; NHSP
GI	1467	03/12/2002	CM00610043	CM00610043	Memo from J. Hardin to K. Crossland re Business Review 2001	402, 403, MIL, HS, 901	
GJ	229	05/20/02	CM00730875	CM00730876	Email forwarding Public Policy Bulletin: Safeway Supermarkets to Insitute Animal Welfare Checks	402, 403, HS, 901	401; NHSP
GK	232	05/24/02	CM00730877	CM00730878	Article: Kroger Targeted by PETA	402, 403, HS, 901	401; NHSP
GL	242	6/1/2002	CM00180840	CM00180848	June 2002 Report FMI-NCCR Animal Welfare Program	402, 403	401
GM	245	6/4/2002	CM00730850	CM00730851	Email from Gene Gregory to producers re: Kroger to Follow FMI Standards on Humane Treatment	402, 403, HS, 901	401; NHSP
GN	253	06/27/02	CM00181029	CM00181034	FMI-NCCR June 2002 Food Industry Animal Welfare Report	402, 403, HS, 901, DUP	401; 803(6), NHSP
GO	255	6/27/2002	CM00730916	CM00730916	Press Release: UEP - United Egg Producers Announce New Certification Program to Designate Eggs Meeting Animal Welfare Guidelines	402, 403, HS, 901	401; NHSP
GP	267	7/11/2002	CM00731238	CM00731238	Publix Letter to All egg producers - FMI - NCCR Animal Welfare Guidelines	402, 403, HS, 901	401; NHSP
GQ	273	8/1/2002	CM00731132	CM00731144	An initial analysis of adoption of animal welfare guidelines on the US Egg Industry (Babcock et al.)	402, 403, HS	401; 803(18)
GR	1455	09/10/2002	CM00288177	CM00288179	Ltr from H. Brady to B. Scott re Plans to Add Two Poultry Houses	402, 403, HS, 901	401; NHSP, 801(d)(1)
GS	290	9/18/2002	CM00731273	CM00731319	Future Trends in Animal Agriculture (compilation of statements/presentations)	402, 403, HS, 901	401; 803(18), NHSP
GT	300	10/16/02	CM00415950	CM00415965	Letter from G. Gregory to UEP Board Members enclosing Minutes of Annual Membership Meeting	None	
GU	316	12/19/02	CM00090460	CM00090467	Cal-Maine Organizational Chart and Lender Meeting Documents	402, 403, HS	401; 803(6)

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GV	1288	00/00/03	CM00181035	CM00181051	UEP Animal Husbandry Guidelines for U.S. Egg Laying Flocks - 2003 Edition	None	
GW	1290	00/00/03	CM00430620	CM00430633	2003 Animal Welfare Report for 2003 Area Meetings	HS, 402, 403	401; NHSP, 803(6)
GX	324	1/10/2003	CM00609982	CM00609982	Letter from Jeff Hardin to All Sam's Club suppliers re Animal Welfare compliance	402, 403, 901	401
GY	1459	01/31/2003	CM00404010	CM00404011	Email from D. Baker to J. Hardin re Animal Welfare Cost	402, 403, MIL, HS, 901	
GZ	332	2/18/2003	CM00641077	CM00641097	Compilation of Documents from Ken Looper	402, 403, 901, HS	401; NHSP, 801(d)(1), 806
HA	1466	02/28/2003	CM00562102	CM00562102	Email from J. Hardin to J. Henderson re Fiesta/Chance Pride Prices	402, 403, MIL, HS, 901	
HB	340	3/7/2003	CM00258657	CM00258662	Fax from Dolph Baker to Cal-Maine	402, 403, MAR	401
HC	342	03/12/03	CM00239779	CM00239780	Letter from Bob Welsh to Ken Paramore re: Winn-Dixie notifying packaging suppliers to place Animal Care Certification logo on egg packaging	402, 403, 901, HS, MAR	401; NHSP
HD	350	3/28/2003	CM005688	CM005689	Email between J. Hardin and G. Gregory et al re: Invitation of the United Egg Producers Conference (Hardin 75)	402, 403	401
HE	351	3/28/2003	CM00725386	CM00725400	"Minutes of the Quarterly Directors' Meeting of Cal-Maine Foods	HS	803(6), NHSP
HF	353	04/10/03	CM00450697	CM00450699	4/10/2003 Letter from E. Scott to B. Remaker re bid on Indianola operation.	402, 403, HS	401; NHSP
HG	359	5/14/2003	CM00610028	CM00610029	Letter from Jeff Hardin to Melissa LeMaster re Randall's/Tom Thumb Egg Program	402, 403, HS	401; 803(6), NHSP
HH	361	5/19/2003	CM00225709	CM00225712	Minutes from UEP Animal Welfare Committee Meeting in DC	None	
HI	377	7/3/2003	CM00730925	CM00730926	Letter from FMI Director to New Jersey Department of Agriculture re Public Notice N.J.A.C. 2:8	402, 403, HS	401; NHSP
HJ	388	8/11/2003	CM00730937	CM00730968	RFP - Albertson's request to Cal-Maine Foods for Eggs	402, 403, HS, CUM	401; 803(6), NHSP
HK	389	8/12/2003	CM00730927	CM00730931	Article: Food sellers push animal welfare (USA Today)	402, 403, HS, CUM	401; NHSP
HL	392	8/14/2003	CM00504515	CM00504516	Email from Sherman Miller to Charles Hardin re: Animal Welfare	402, 403, HS, CUM	401; NHSP
HM	419	11/18/2003	CM00561437	CM00561438	Email from Jeff Hardin to Andrew Garza, et al. re Egg Market update	402, 403, HS	401; NHSP
HN	429	12/4/2003	CM00505157	CM00505158	Email from Sherman Miller to Dan Roberts re Higher Egg Prices	402, 403, HS, CUM	401; NHSP
HO	1452	12/18/2003	CM00225287	CM00225314	Cal-Maine Investor Presentation 2003	None	
HP	471	05/10/04	CM00189887	CM00189903	UEP Marketing Committee Agenda and Minutes 05/10/2004	402, 403, HS, ILL	401; 803(6)
HQ	1463	08/20/2004	CM00499603	CM00499605	Wal-Mart Stores, Inc.'s Grade A Shell Egg Specifications, Rev. #4	402, 403, MIL, HS, 901	
HR	1462	09/02/2004	CM00499600	CM00499600	Email from J. Hardin to B. Scott encl Wal-Mart Revised Specs	402, 403, MIL, 901	
HS	511	11/2/2004	CM00731242	CM00731272	Albertson's RFP Request to CMF for Own Brand Fresh Shell Eggs	402, 403, 901, HS, CUM	401; 803(6), NHSP
HT	1465	11/12/2004	CM00561250	CM00561250	Email from M. LaMaster to Undisclosed Recipients re Information Request	402, 403, MIL, HS, 901	
HU	529	12/27/2004	CM00582816	CM00582817	Cal-Maine Foods Reports Second Quarter 2005 Results	402, 403, HS	401; 803(6)
HV	1295	00/00/05	CM00731181	CM00731190	2005 The Food Marketing Institute and the National Counsel of Chain Restaurants: Animal Welfare and the retail Food Industry in the United States of America Article.	HS, 402, 403, 901, MAR	401; NHSP
HW	537	01/23/05	CM00179580	CM00179589	1/23/2005 Our Own Brands Supply Agreement between Albertson's Inc. and Cal Main Foods, Inc.	402, 403, HS, CUM	401; NHSP, 803(6)
HX	1511	3/2/2005	CM00215180	CM00215188	2005-2006 Cal-Maine - Wal-Mart Business Review	402, 403, HS, 802, MIL	401, 803(6) (as to data on CM00215181, CM00215183-86)

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HY	1464	03/14/2005	CM00552854	CM00552854	Email from S. Storm to S. Patton re Managing Egg Inventories After Easter	402, 403, 404(b), 405(a)	
HZ	562	3/24/2005	CM00671440	CM00671442	"Minutes of the Quarterly Directors' Meeting of Cal-Maine Foods	402, 403, HS	401; 803(6)
IA	569	04/15/05	CM00429181	CM00429181	Press Release: USDA Announces Marketing Support for Egg Industry	402, 403, HS	401; NHSP, 803(8)
IB	1514	4/28/2005	CM00610019	CM00610019	J. Hardin memo to G. Pickett re: egg pricing structure proposal	402, 403, HS, MIL	402
IC	589	5/26/2005	CM00639790	CM00639792	Delta Egg Farm Board Meeting Report	402, 403, HS	401; 803(6),
ID	1513	7/28/2005	CM00514702	CM00514702	Walmart making J. Hardin Walmart category advisor	402, 403, HS	402
IE	1519	8/10/2005	GMI00015015	GMI00015015	Project Sun - Supplier Library Database Spreadsheet	402, 403 (portions)	801(d)(2)
IF	629	10/17/2005	CM00478057	CM00478057	Email from Gene Gregory to Marcus Rust, et al. re program review.	402, 403, HS	401; 806, NHSP
IG	630	10/19/2005	CM00500536	CM00500536	Email from Ryan McDonald to Jeffrey S. Patton, et al. re Animal Welfare Program	402, 403, HS	401; NHSP, 803(6)
IH	1512	12/6/2005	CM00489075	CM00489076	Email between G. Pickett and J. Hardin re: specifications	402, 403, HS, MIL	402
II	657	1/13/2006	CM00478139	CM00478145	"Email from Gene Gregory to Gary West, et al. re Timeline of Key Animal Welfare Motions	402, 403, HS	401; NHSP, 806
IJ	660	1/20/2006	CM00478024	CM00478029	Gene Gregory Email to Gary West, et al. re March 14, 2000	402, 403, 702, HS	401; 701; NHSP
IK	673	2/14/2006	CM00553599	CM00553659	Email from Ryn McDonald to Susan Grisdale, et al. re Animal Care Booklets	402, 403, HS	401; NHSP
IL	682	3/2/2006	CM00278617	CM00278618	Email from Gary Pickett to Jeff Hardin re Annual Business Review	402, 403, HS	401; NHSP, 801(d)(1)
IM	683	3/2/2006	CM00278654	CM00278655	Email from Jeff Hardin to Dolph Baker forwarding email re: Annual Business Review	402, 403, HS	401; NHSP,
IN	690	3/16/2006	CM00511530	CM00511531	Email from Jeff Hardin to Linda Jackson, et al. re Urgent Question from Chris Riska	402, 403, HS	401; NHSP, 801(d)(1)
IO							
IP	697	4/1/2006	CM00281010	CM00281012	Description and Generic Process Flow Diagram for Egg Products For the Strategic Partnership Program Agroterrorism Initiative	402, 403, 901, HS	401; NHSP
IQ	699	4/4/2006	CM00281009	CM00281009	Email from Ryn McDonald to Howard Magwire re: Question on Egg Products Processing Equipment	402, 403, HS	401; NHSP
IR	714	05/01/06	CM00731241	CM00731241	Safeway's Specifications, Requirements and Descriptions for Cal Maine Foods	402, 403, HS, CUM	401; NHSP
IS	758	8/28/2006	CM00411106	CM00411106	Email from Diane Deitzel to Mia Taylor re: Dairy Egg Suppliers	901, 402, 403, HS	401; NHSP
IT	797	11/13/2006	CM00503491	CM00503491	Email from Sherman Miller to Jeff Hardin re: Egg Prices	HS	NHSP, 806, 801(d)(1); 803(5)
IU	1456	12/11/2006	CM00291785	CM00291785	Email from S. Storm to J. Patton re Production Reduction	402, 403, 404(b), 405(a)	
IV	1460	01/05/2007	CM00454911	CM00454954	Cal-Maine Investor Presentation 2007	None	
IW	823	1/23/2007	CM00663487	CM00663554	Cal-Maine Investor Presentation	HS, 402, 403	401; 803(6)
IX	826	01/30/07	CM00404142	CM00404147	Non-Disclosure Agreement between Cal-Maine Foods, Inc. and Kroger	402, 403, 901	401
IY	845	3/28/2007	CM00730975	CM00730976	Nevistas - Burger King Adopts News Animal Welfare Policies	HS, 402, 403	401; NHSP
IZ	846	3/28/2007	Hardin Exhibit 75	None	Email from Jeff Hardin to Gene Gregory re: Invitation to United Egg Producers Conference	HS, 402, 403	401; NHSP
JA	849	04/11/07	CM00183394	CM00183396	4/11/2007 UEP Grocery & Foodservice Executives' Animal Welfare Conference (April 11 - 13, 2007)	HS, 402, 403	401; NHSP, 803(6)
JB	852	04/19/07	CM00479156	CM00479156	Email from K. Paramore to P. Lee, S. Storm re. Animal Welfare Practices/Policy Statement	HS, 402, 403	401; NHSP
JC	856	5/1/2007	CM00508543	CM00508544	"Email from Ken Paramore to Ryn McDonald and Steve Storm re Cal-Maine Foods	HS, 402, 403	401; NHSP
JD	869	6/4/2007	CM00730980	CM00730982	Article: Welfare Best Practices Emerge (Feedstuffs)	901, HS, 402, 403	401; NHSP

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JE	889	7/6/2007	CM00494013	CM00494065	Cal-Maine Foods, Inc. Animal Husbandry Guidelines for Pullett and Laying Flocks	402, 403	401
JF	902	8/30/2007	CM00559044	CM00559044	Email from Jeff Hardin to Doerle Food Service re Egg Market Update	HS, 602, 402, 403	401, NHSP, 806, 801(d)(1)
JG	908	9/12/2007	CM00491044	CM00491049	Approved Wal-Mart Shell Egg Specifications Grade A	901, HS, 402, 403	401; NHSP
JH	907	9/12/2007	CM00491050	CM00491055	Approved Wal-Mart Shell Egg Specifications Grade AA	901, HS, 402, 403	401; NHSP
JI	909	9/21/2007	CM00491043	CM00491043	Email from Tonya Wade to Timothy Thompson and others re: Updated Wal-Mart Shell Egg Specification	901, HS, 402, 403, INC (missing attachments)	401; NHSP
JJ	918	10/8/2007	CM00489172	CM00489172	Email from Jeff Hardin to Barry Allen re Egg Market Forecasts	HS, 402, 403	401; NHSP, 801(d)(1)
JK	934	12/01/07	CM00294204	CM00294205	Email from G. Demers (McLane Co.) to J. Hardin re McLane National Egg Program	901, 402, 403, 602, HS	401; NHSP; 601
JL	1461	12/31/2007	CM00497930	CM00497933	Email from R. McDonald (CM Foods) to B. Kaesontae re Animal Welfare Question	402, 403, MIL, HS, 901	
JM	945	1/1/2008	CM00494486	CM00494496	SYSCO Animal Handling & Welfare Audit Program - 2008 Guidelines	901, 402, 403, INC (missing attachments); HS	401; NHSP, 803(6)
JN	961	1/29/2008	CM00478959	CM00478960	Email from Patrick Caballero to Bob Gilmore and others re: WMT Egg Suppliers	901, HS, 402, 403	401; NSHP
JO	1457	04/02/2008	CM00299108	CM00299108	Email from S. Storm to J. Patton re Molt! Molt! Molt!	402, 403, 404(b), 405(a)	
JP	980	4/8/2008	CM00488381	CM00488394	Letter from USDA to Wal-Mart re: Egg Specifications Review and Approval	901, HS, 402, 403	401; NHSP, 803(6)
JQ	987	4/16/2008	CM00464577	CM00464577	Email from Gene Gregory to Bob Krouse and others re: Golden Oval	HS, 402, 403	401; NHSP, 806
JR	996	05/01/08	CM00494794	CM00494843	5/1/2008 SuperValu Own Brands Corporate Food Safety and Quality Assurance Code of Practice.	901, 402, 403, HS	401; 803(6), NHSP
JS	1009	5/24/2008	CM00488379	CM00488406	Email from Clay Adams to Jeff Hardin and others re FW: WMT Egg Program - WHSE Bid Document - Follow up Email	901, HS, 402, 403	401; NHSP, 803(6), 807
JT	1026	7/8/2008	CM00489717	CM00489721	Safeway Specifications for AA Large Eggs	901, HS, 402, 403	401; 803(6), NHSP
JU	1035	08/04/08	CM00215075	CM00215089	Amendment to Walmart/Sam's Club Supplier Agreement with Cal-Maine	901, 402, 403	401
JV	1039	8/4/2008	CM00465217	CM00465229	Grade A Shell Egg Specifications from Wal-Mart Stores	901, HS, 402, 403	401; NHSP, 803(6)
JW	1081	12/1/2008	CM00731002	CM00731002	STATUS-FMI-NCCR Animal Welfare Guidelines	901, HS, 402, 403	401; 803(6), NHSP
JX	1450	01/09/2009	CM00092438	CM00092475	Cal-Maine Investor Presentation 2009	None	
JY	1107	03/22/09	CM00215496	CM00215518	Private Label Manufacturing and Supply Master Agreement Finished Goods between Cal Maine Foods and Safeway Inc.	402, 403, OSD	401
JZ	1111	06/01/09	CM00731193	CM00731225	Kroger Sustainability Report 2009	402, 403, OSD, 901	401
KA	1309	00/00/10	CM00217790	CM00217825	UEP Animal Husbandry Guidelines for US Egg Laying Flocks 2010	None	
KB	1141	11/22/10	CM00731040	CM00731041	Letter from T. Klump of Kroger to Egg Producers re product specification signed by Cal-Maine	HS, 402, 403, OSD, and second page appears to be a different document	401; NHSP, 803(6)
KC	1157	7/7/2011	CM00731050	CM00731055	HSUS, Egg Industry Agree to Promote Federal Standards for Hens	HS, 402, 403, OSD	401; NHSP
KD	1160	8/24/2011	CM00731231	CM00731232	McDonald's Website - Specific Animal Welfare Issues - the Value of a Holistic and Flexible Approach	HS, 402, 403, OSD	401; NHSP
KE	1167	12/02/11	CM-KS-00029403	CM-KS-00029405	Email from G. Gregory attaching letter from B. Schnell requesting SparboeFarms' reinstatement to UEP and Certified Program	HS, 402, 403, OSD, 901	401; NHSP, 806

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Appendix 9-2
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KF	1173	5/24/2012	CM00731060	CM00731064	Senate Bill Introduced to Improve Housing for Egg-Laying Hens and Provide Stable Future for Egg Farmers	HS, 402, 403, OSD	401; NHSP
KG	1176	5/29/2012	CM00731065	CM00731069	Emails between CMF and Kroger re: Facility Audits	402, 403, OSD	401
KH	1178	6/28/2012	CM00731072	CM00731074	"Emails between CBX and Wal-Mart and CMF showing template for ""Nice Eggs"" carton "	402, 403, OSD	401
KI	1185	3/8/2013	CM00731075	CM00731079	Emails between CMF and AWG Brands with bid for fresh eggs	402, 403, OSD, CUM	401
KJ	1221	06/02/14	CM00731145	CM00731156	Undated Supplier Agreement between Supervalu and Cal-Maine	402, 403, CUM, OSD, 901 (unsigned and undated)	401
KK	1453	00/00/0000	CM00270631	CM00270640	Charts of McDonald's Cost; Email from J. Hardin to S. Storm re McDonalds Volume (01/19/2001); Memo from Cal-Maine Foods to McDonalds Corporation re New Egg Program (01/07/2000); Cost for The McDonalds Plan; Memo from Cal-Maine Foods to McDonalds Corporation re New Egg Program (01/07/2000)	402, 403, MIL, HS, 901	401; NHSP
KL	1468	00/00/1998	CM00648911	CM00648954	CM Operating Data Incl. Expansion (1998-2008)	DUP (CM006488913-CM0066488914)	
KM	1391		CM00224420	CM00224424	What Happens if 100% Committed is Changed?	402, 403, HS	401, 803(6), 801(d)(1), 806
KN	1397		CM00281013	CM00281013	Generic Process Flow Diagram for Egg Processing	402, 403, 901	401
KO	1393		CM00488395	CM00488400	Wal-Mart Shell Egg Specifications Grade A	402, 403, 901	401
KP	1390		CM00488401	CM00488406	Wal-Mart Shell Egg Specifications Grade AA	402, 403, 901	401
KQ	1388		CM00613116	CM00613116	Animal Certified Program Key Messages	402, 403, 901, HS	401; NHSP, 801(d)(1)
KR	1389		CM00671420	CM00671422	Draft of Fred Adams Speech	402, 403, 901, HS	401; NHSP, 801(d)(1)
KS	1396		CM00731236	CM00731237	Image of Kroger Jumbo Grade A dozen egg carton	402, 403, 901, OSD	401
KT	1394		CM00731239	CM00731240	Retailers Which are Supporting UEP's Animal Welfare Guidelines	402, 403, HS	401; 803(6), NHSP
KU	50	07/02/00	RAMDLSUPP00000305	RAMDLSUPP00000305	Photo of damaged Rose Acre truck at an Indiana farm	901, 402, 403	401
KV	51	07/02/00	RAMDLSUPP00000314	RAMDLSUPP00000314	Photo of Burned Tractor Trailer	901, 402, 403	401
KW	52	07/02/00	RAMDLSUPP00000317	RAMDLSUPP00000317	Photograph of Firebombed Feed Truck	901, 402, 403	401
KX	53	07/02/00	RAMDLSUPP00000319	RAMDLSUPP00000319	Photo of vandalism at Rose Acre feed mill	901, 402, 403	401
KY	57	07/28/00	RAUPDATE0072289	RAUPDATE0072293	Recommended Welfare Practices - Egg Laying Hens Guidelines - McDonald's Corporation	402, 403, 901	401
KZ	77	09/28/00	RAFKS0020217	RAFKS0020217	Letter from G. Sparboe to M. Rust regarding UEP's animal welfare initiatives	402, 403, 901	401
LA	111	02/15/01	RAMDLSUPP00001022	RAMDLSUPP00001023	Agreement between Country Creek Farms and Rose Acre Farms	402, 403	401
LB	1363	12/00/01	RA0082077	RA0082094	Rose Acre Farms Cons. Fin. Stmt. and Supporting Schedules - Dec. 2001	None	
LC	201	03/14/02	RA0067468	RA0067469	Memo from KY Hendrix to Lois Rust, Anthony Rust, Marcus Rust, Victor Rigterink and David Hurd re: UEP Animal Welfare guidelines and audit	402, 403, HS	401; 801(d)(2)(1)(B), 806
LD	204	03/25/02	RA0084865	RA0084865	Handwritten Note from Lois Rust to KY Hendrix	None	
LE	210	04/01/02	RA0080405	RA0080405	Gregory letter to RAF re application for certification	None	
LF	225	05/08/02	RAUPDATE0081293	RAUPDATE0081294	Note from L. Rust to KY Hendrix	HS, 901	806, NHSP
LG	235	05/30/02	RAUPDATE0007243	RAUPDATE0007243	McBee email to Hinton, Hendrix re PETA and attaching article, "PETA Threatens Boycott of Kroger Unless Animal Welfare Rules OK'd"	402, 403, HS, 901	401; NHSP
LH	246	06/05/02	RA0080402	RA0080402	McBee email to Hendrix, Hinton attaching article, "Albertson's Pledges Support of FMI's Animal Welfare Guidelines"	402, 403, HS, 901	401; NHSP
LI	250	06/20/02	RA0080387	RA0080391	Pope memo to UEP Board and Members attaching copy of FMI and NCCR press release	402, 403, HS, 901	401; NHSP, 806

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LJ	276	08/12/02	RASEYMOUR0000060767	RASEYMOUR0000060767	Updated Rose Acre Farms Square Inch Effects Summary Page	None	
LK	288	09/04/02	RASEYMOUR0000036705	RASEYMOUR0000036711	Hinton letter to Gerbec (Aldi) re price adjustment for the O'Fallon Div. with attachments	402, 403, HS, 901	401; 801(d)(1), NHSP
LL	302	10/29/02	RAUPDATE0008860	RAUPDATE0008860	Email from Country Creek seeking Producer input	402, 403, 901, HS	
LM	317	12/30/02	RA0084872	RA0084872	Letter from Lois Rust to KY Hendrix re concern over molt	402, 403, HS	401; 803(6), 806
LN	1332	01/00/03	RA0067361	RA0067402	Flock Management Guide Rose Acre Farms 2003	None	
LO	326	01/27/03	RA0006385	RA0006385	Email from B. Bradley to various re: Wal-Mart animal care cost	402, 403, HS	401; NHSP, 801(d)(1)
LP	328	02/02/03	RAMDLSUPP00001015	RAMDLSUPP00001019	Pace Dairy contract with Rose Acre Farms	402, 403, 901	401
LQ	333	02/21/03	RA0067645	RA0067645	February 2003 UEP Flock Managment Update	402, 403	401
LR	343	03/12/03	RAMDLSUPP00001014	RAMDLSUPP00001014	Letter from G. Hinton to G. Stull	402, 403	401
LS	354	04/14/03	RA0005326	RA0005326	Email from G. Hinton to B. Boma re: Animal Care Certified Logo	402, 403, HS	401; 801(d)(1), NHSP
LT	378	07/16/03	RASEYMOUR0000036954	RASEYMOUR0000036954	Letter from Pace Dairy to G. Hinton	402, 403, HS	401; NHSP
LU	398	09/17/03	RA0006437	RA0006441	Pricing for Save-A-Lost Private Label and Rose Acre Label	402, 403, HS	401; NHSP, 803(6)
LV	399	09/22/03	RAUPDATE0008289	RAUPDATE0008293	Email from G. Hinton to B. Boma re UEP cost sheet	402, 403, HS	401; NHSP
LW	401	09/29/03	RA0005315	RA0005317	Letter from KY Hendrix to B. Boomsma (Dutch Farms) re Animal Welfare Guidelines in Laying Hen Cages	402, 403, HS	401; NHSP
LX	402	10/01/03	RA0005314	RA0005314	Email from KY Hendrix to G. Hinton re Animal Welfare to Dutch Farms	402, 403, HS	401; NHSP
LY	444	01/22/04	RA0068166	RA0068167	Email from Jeffrey Armstrong to Scientific Advisory Committee, 01/22/2004	402, 403, HS	401; 801(d)(1), NHSP
LZ	449	02/01/04	RAMDLSUPP00001000	RAMDLSUPP00001004	Kroger contract with Rose Acre Farms	402, 403, HS, CUM	401; NHSP, 803(6)
MA	490	08/25/04	RAUPDATE0005421	RAUPDATE0005422	Email between Cracker Barrel and G. Hinton re Costing	402 403 HS CUM	401; NHSP
MB	493	08/27/04	RAUPDATE0008264	RAUPDATE0008265	Email from L. Spurgeon (RAF) to G. Hinton re Nashville AWG Fresh Egg Distribution	402, 403, HS, CUM	401; NHSP
MC	1296	00/00/05	RASEYMOUR0000060720	RASEYMOUR0000060733	Rose Acre Farms Inc Dates Original Houses Placed into Production	None	
MD	534	01/19/05	RA0004910	RA0004911	Letter from G. Hinton to J. Bodo (Cracker Barrel) re pricing proposal	402, 403, HS, CUM	401; NHSP
ME	566	04/07/05	RA0005334	RA0005336	Giant Eagle Egg Quote Due to Topco by Monday, April 25, 2005 (blank)	402, 403, HS, CUM	401; NHSP, 803(6)
MF	568	04/15/05	RAUPDATE0005332	RAUPDATE0005337	Email from Topco to Rose Acre soliciting Rose Acre's bid on Giant Eagle's egg business	402, 403, HS, CUM	401; NHSP, 803(6)
MG	588	05/26/05	RAUPDATE0008849	RAUPDATE0008849	Email from C. Amundson (Kraft) to G. Hinton re: UEP Audit Results	901	
MH	591	05/31/05	RA0067466	RA0067467	Letter from KY Hendrix to All Complex Managers/Production Managers re. 2005 UEP Animal Husbandry Guidebook and Document	402, 403, HS	401; NHSP, 803(6)
MI	592	06/01/05	RAUPDATE0006996	RAUPDATE0006997	Minutes: UEP Shell Egg Marketing Committee Conference Call	None	
MJ	593	06/01/05	RAUPDATE0033643	RAUPDATE0033643	Email from R. Deffner to M. Rust re ACC Program	402, 403, HS	401; NHSP, 803(1)
MK	597	06/07/05	RA0007222	RA0007224	Bi-Lo Egg Quote Due to Topco by Friday, June 10, 2005 submitted by RAF	402, 403, HS, CUM	401; NHSP, 803(6)
ML	605	06/28/05	RA0013556	RA0013557	6/28/2005 Kraft Foods Global Inc./Rose Acre Farms Inc. Amendment to Egg Product Supply Agreement	901, DUP	Not DUP
MM	607	07/05/05	RA0007291	RA0007292	Fresh Brands Egg Quote Due to Topco by Tuesday, July 5, 2005, submitted by RAF	402, 403, HS, CUM	401; NHSP, 803(6)
MN	627	10/14/05	RASEYMOUR0000063093	RASEYMOUR0000063099	Rose Acre Farms CIP Report - Board Meeting 10/14/05	None	
MO	631	10/21/05	RAUPDATE0008174	RAUPDATE0008176	Brad Brown email string with G. Hinton and others re revised egg seal	402, 403, HS	401; NHSP
MP	641	11/15/05	RAUPDATE0009072	RAUPDATE0009084	Emails with attachments re: Country Creek flat pricing	402, 403, HS	401; NHSP, 801(d)(1)
MQ	645	12/14/05	RA0010441	RA0010442	Southern Family Markets Egg Quote Due to Topco by Wednesday, December 14, 2005, submitted by RAF	402, 403, HS, CUM	401; NHSP, 803(6)

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MR	650	12/30/05	RAUPDATE0034254	RAUPDATE0034254	Emails between G. Gregory to M. Rust re. ACC Program	402, 403, HS	401; 801(d)(1)
MS	1301	00/00/06	RA0067419	RA0067438	UEP Promotional Material - The Egg Industry and Animal Welfare - A Science-Based Approach	HS, 402, 403	401; NHSP
MT	658	01/18/06	RA0009785	RA0009786	Pricing Proposal between Cracker Barrel and RAF	402, 403, HS, CUM	401; NHSP, 803(6)
MU	667	01/30/06	RA0083950	RA0083950	Email from J. Geck (USAPEEC) to G. Hinton re USAPEEC membership	402, 403, HS, INC	401; NHSP
MV	713	04/28/06	RAUPDATE0035808	RAUPDATE0035810	Email from Gene Gregory to Marcus Rust re: Do We Need to Talk?	402, 403, HS	401; 801(d)(1); 806
MW	741	07/14/06	RASEYMOUR0000062975	RASEYMOUR0000062978	Board Meeting 07/14/06 Completed Projects	402, 403, HS	401; 803(6)
MX	745	07/26/06	RAUPDATE0036079	RAUPDATE0036079	Email from G. Hinton to V. Rigterink re ink jetting	402, 403, HS	401; NHSP, 801(d)(1)
MY	747	08/04/06	RAUPDATE0039139	RAUPDATE0039139	Email from G. Gregory to M. Rust re: two separate industries (Industry issues)	402, 403, HS	401; 801(d)(1); NHSP
MZ	753	08/23/06	RAUPDATE0009157	RAUPDATE0009161	Email string between Hermes and Hinton re Follow Up on Egg Quote	402, 403, HS	401; NHSP, 801(d)(1)
NA	787	10/17/06	RAUPDATE0012514	RAUPDATE0012519	Emails with attachments re: Country Creek	HS, 402, 403	401; NHSP
NB	803	11/30/06	RA0002276	RA0002282	United Voices 11/30/06	HS, 402, 403	See Reservation of Rights
NC	804	12/01/06	RA0012803	RA0012842	Supply Agreement between Rose Acre Farms and CCF Brands (not executed)	HS, 402	401; NHSP, 803(6)
ND	805	12/01/06	RA0083985	RA0083985	Email from J. Fuchs to G. Hinton re WG	HS, 106 (references missing attachment), 402, 403	401; NHSP
NE	827	01/31/07	RA0085552	RA0085553	Handwritten letter to Anthony, KY and David from L. Rust re: RAF Egg Production	HS, 402, 403	401; NHSP, 801(d)(1)
NF	855	04/27/07	RA0010488	RA0010489	Bi-Lo Egg Quote Due to Topco by Friday, April 27, 2007, submitted by RAF	HS, 402, 403, 602	401; 803(6), NHSP; 601
NG	864	05/29/07	RA0040631	RA0040631	Email from G. Gregory to M. Rust re USEM Export Committee	HS, 402, 403	401; NHSP, 806
NH	874	06/12/07	RA0013498	RA0013501	Price Chopper Egg Quote Due to Topco by Tuesday, June 12, 2007 submitted by RAF	HS, 402, 403, 901	401; 803(6), NHSP
NI	875	06/14/07	RA0012844	RA0012848	PW Carolina Egg Quote Due to Topco by Friday, June 22, 2007, submitted by RAF	HS, 402, 403, 901	401; 803(6), NHSP
NJ	879	06/22/07	RAUPDATE0013130	RAUPDATE0013130	Email between Rose Acre and Nestle regarding Sugared Egg Yolks	901	
NK	884	06/26/07	RAUPDATE0013073	RAUPDATE0013073	Email from B. Ginnane to J. Pacek re. Dreyer's Sugared Egg Yolk/Totes	HS, 402, 106 , INC (email truncated by sender), 901	401; NHSP, 803(6)
NL	885	06/28/07	RA0013555	RA0013557	Egg Product Supply Agreement Amendment between Kraft and RAF with transmittal email	901	
NM	895	08/02/07	RAUPDATE0012976	RAUPDATE0012982	Boma email to Hinton, Jackson, Schepman asking them to fill out Safeway Specifications and attaching Santos email to Boma with current Safeway product spec	901, HS, 402, 403	401; NHSP, 803(6)
NN	910	09/25/07	RA0014585	RA0014585	Email between P. Kroner and K. Fromme re Animal Welfare Certification Logo	HS, 402, 403	401; NHSP
NO	917	10/6/2007	RA0085556	RA0085556	Note and email between L. Rust to KY Hendrix (Hendrix 40)	901, HS, 402, 403, MAR	401; 601; NHSP, 806
NP	922	10/19/07	RAUPDATE0043356	RAUPDATE0043356	Email from B. Niewedde (Good Egg) to M. Rust re. Export Order	402, 403, HS	401; NHSP, 801(d)(1)
NQ	924	10/22/07	RAUPDATE0080175	RAUPDATE0080175	Emails between Marcus Rust and Roger Deffner re: Export Bid	402, 403, HS	401; NHSP, 801(d)(1)
NR	932	11/26/2007	RA0084877	RA0084877	Note from L. Rust to KY Hendrix (Hendrix 37)	901, HS, ILL, 402, 403	401; NHSP, 806; 601
NS	935	12/11/07	RA0013876	RA0013877	Email from B. Kaesontae (Cracker Barrel) to G. Hinton re: Animal Welfare Question	402, 403, HS, 602	401; NHSP, 601

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NT	946	01/02/08	RA0014133	RA0014136	Email from KY Hendrix to G. Hinton re Animal Welfare Question	402, 403, HS	401; NHSP, 801(d)(1)
NU	947	01/02/08	RAUPDATE0013904	RAUPDATE0013906	Email from G. Hinton to K. Betsey (Cracker Barrel) re Animal Welfare Question	402, 403, HS	401; NHSP, 801(d)(1)
NV	957	01/22/08	RAUPDATE0015948	RAUPDATE0015951	Email from T. Harweger to various re: RAF Layer Capacity Update and attachments - RAF Consolidated Summary	HS	NHSP, 803(6)
NW	958	01/22/08	RAUPDATE0015949	RAUPDATE0015950	Rose Acre Farms Square Inch Effects Consolidated Summary Page by Farm	None	
NX	965	02/13/08	RAUPDATE0044348	RAUPDATE0044348	Email from Marcus Rust to John Rust re: pioes (Cage Space/Bird)	HS, 701	801(d)(1); NHSP, 105
NY	992	04/27/08	RAMDLSUPP00001010	RAMDLSUPP00001013	Contract between Kroger and Rose Acre Farms	901, 402, 403	401
NZ	1001	05/21/08	RAUPDATE0017049	RAUPDATE0017049	W.Lee Flowers Egg Quote Due to Topco	402, 403, HS, 901	401; 803(6), NHSP
OA	1003	05/21/08	RAUPDATE0017246	RAUPDATE0017246	Email from J. Gregorich (Kraft) to G. Hinton re animal welfare	901	
OB	1028	07/21/08	RAUPDATE0045778	RAUPDATE0045778	Email between M. Rust and G. Hinton re Evaluation of Egg Input Costs	402, 403, HS	401; NHSP, 801(d)(1) & (2), 803(1)
OC	1040	08/06/08	RAUPDATE0032012	RAUPDATE0032013	Email from V. Rigterink to M. Penn re. QPE Shell Egg Specification	402, 403, HS	401; NHSP, 801(d)(1)
OD	1041	08/07/08	RAUPDATE0020176	RAUPDATE0020206	Email from David Hurd to multiple individuals re: Rose Acre Farm Files / Animal Welfare program	402, 403	401
OE	1050	09/11/08	RAFKS0020222	RAFKS0020222	Letter from M. Whittington to FBI regarding arson at RAF farm	402, 403, HS	401; NHSP, 801(d)(1)
OF	1401		RAUPDATE0072283	RAUPDATE0072286	Animal Welfare Issues Update, Laying Hen - Goals and Objectives	402, 403, 901	401
OG	1400		RAUPDATE0072287	RAUPDATE0072288	McDonald's Animal Welfare Guiding Principles	402, 403, 901	401
OH	1430		RAUPDATE0077014	RAUPDATE0077066	RAF Live Production Training Powerpoint	402, 403	401
OI	1321	00/00/97	UE0186974	UE0186975	A Membership Opportunity Presented By UEP and Midwest UEP to Rose Acre Farms	HS, 402	401; NHSP
OJ	1322	00/00/99	UE0306933	UE0306934	UEP Member Service Rep - Producer Visits between May - August 1999	HS, 402	401; 803(6)
OK	8	02/25/99	UE0162246	UE0162246	Letter from K. Looper (Cal Maine) to M. Rust encouraging Rose Acre to join UEP	None	
OL	13	05/13/99	UE0297726	UE0297730	UEP Board of Directors Minutes	None	
OM	15	05/26/99	UE0220918	UE0220919	UEP Marketing Committee Meeting Conference Call Minutes	None	
ON	20	07/23/99	UE0849700	UE0849711	Oral Statement by Ken Klippen before the Office of the U.S. Trade Representative, hearing on Negotiations On Market Access And Other Issues in the WTO	402, 403, 901, HS	806
OO	28	10/14/99	UE0297719	UE0297723	Minutes: UEP Annual Board Meeting and Executive Conference, October 14-15, 1999	None	
OP	1261	??/??/??	UE0198410	UE0198410	Major Prospects for UEP (Gregory 114)	HS, 402, 403, 901, MAR, OSD (undated)	401; NHSP
OQ	46	05/15/00	UE0153203	UE0153204	Minutes: UEP Producer Committee for Animal Welfare - May 15, 2000 - Washington, DC	None	
OR	56	07/26/00	UE0307912	UE0307914	Minutes UE Producers BOD Meeting 07/26/00	None	
OS	59	08/15/00	UE0147307	UE0147307	Letter from B. Feinburg to McDonald's US Shell Egg Suppliers re. McDonald's Welfare Guidelines for Egg Laying Hens	402, 403, 901, CUM	401
OT	60	08/15/00	UE0331337	UE03313347	8/15/00 Memo from McDonalds USA to McDonalds US Shell Eggs Suppliers re: McDonald's Welfare Guidelines for Egg Laying Hens	402, 403, 901, MAR, CUM	401
OU	1357	09/00/00	UE0208684	UE0208703	Recommendations for UEP Animal Welfare Guidelines Submitted by the Scientific Advisory Committee on Animal Welfare, September 2000	None	
OV	75	09/08/00	UE0200092	UE0200099	9/8/2000 Joint Resolutions Adopted at the Special Meeting of the Board of Directions and the Members.	None	

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Defendants' Trial Exhibits

Case No. 1:11-cv-08808

Exhibit Number	Initial Reference No.	Date	Beg Bates	End Bates	Descriptions	Plaintiffs' Objections	Basis for Admissibility
OW	79	10/10/00	UE0296969	UE0296977	UEP Membership Report with Producer Visits during 2000	402, 403	401
OX	97	12/12/00	UE0840403	UE0840404	Email from G. Gregory to D. Bell re: Contract for Services (Bell 12)	402, 403, HS	401; NHSP
OY	127	6/1/2001			June 2001 Rose Acre Consolidated Financial Statement	None	
OZ	1482	06/07/2001	UE840673	UE840676	Letter to Howard Magquire from Gene Gregory	402, 403, MIL, HS	401; 806, NHSP
PA	136	07/03/01	UE0178685	UE0178686	FMI Task Force on Animal Welfare Standards	402, 403, 901, HS	401; 803(6), NHSP
PB	166	12/11/01	UE0178561	UE0178562	Letter from Bob Krouse and Al Pope to Karen Brown re: FMI's Discussion Points	402, 403, HS	401; 806; 807; NHSP
PC	1285	00/00/02	UE0295925	UE0295940	UEP Animal Husbandry Guidelines for US Egg Laying Flocks - 2002 Edition	DUP 1284	
PD	176	01/08/02	UE0331187	UE0331190	Letter from Al Pope to J. Armstrong re. SAC listing in UEP Publications	402, 403, HS	401; 801(d)(1)(B), 806, NHSP
PE	211	04/01/02	UE0216829	UE0216829	Rose Acre's application for UEP Certification	None	
PF	78	04/04/02	UE0210657	UE0210658	Minutes: UEP Board of Directors Conference Call April 4, 2002	None	
PG	240	6/1/2002			June 2002 Rose Acre Consolidated Financial Statement	None	
PH	298	10/09/02	UE0153388	UE0153390	UEP Animal Welfare Committee Meeting Minutes	None	
PI	309	12/04/02	UE0198002	UE0198005	UEP Member Certified Companies List, December 2002	None	
PJ	314	12/18/2002	UE0836704	UE0836709	Email with attachment between G. Gregory and D. Lawrence re: List of Certified Co (Lawrence 3)	402, 403	401
PK	315	12/18/2002	UE0837666	UE0837667	Email between G. Gregory and D. Lawrence re: UEP Animal Husbandry Guidelines (Lawrence 2)	402, 403	401
PL	1289	00/00/03	UE0809972	UE0809988	United Egg Producers Animal Husbandry Guidelines for U.S. Egg Laying Flocks - 2003 Edition	None	
PM	325	1/21/2003	UE0153366	UE0153368	Jan. 2003 Animal Welfare Committee Meeting Minutes	None	
PN	334	02/21/03	UE0195487	UE000195489	Garth Sparboe to Tim Hammonds Memo re UEP Animal Welfare Program	402, 403	401
PO	335	2/25/2003	UE0169475	UE0169476	Letter from Al Pope (UEP) to Steve Sanger (Betty Crocker) re. Animal Activist Outreach against UEP	402, 403, HS	401; NHSP, 806
PP	338	03/01/03	UE0211387	UE0211390	UEP Welfare Scientific Advisory Committee Notes recorded by Jeff Armstrong and Scotti Hester	None	
PQ	348	03/24/03	UE0846373	UE0846376	Emails between G. Gregory and K. Holzli re. Animal Care Certification (and labeling)	402, 403, HS	401; 806; NHSP
PR	356	05/09/03	UE0660247	UE0660247	Letter from G. Gregory to KY Hendrix re RAF passing ACC audit	None	
PS	357	05/12/03	UE0295087	UE0295090	UEP Board of Directors Legislative Meeting Minutes - Washington, D.C.	402, 403	401
PT	360	05/15/03	UE0178132	UE0178132	Letter from G. Bethel to G. Gregory re: Animal Welfare Program	402, 403, HS	401; NHSP
PU	365	05/30/03	UE0198013	UE0198016	UEP Member Certified Companies List, May 2003	None	
PV	366	6/1/2003			June 2003 Rose Acre Consolidated Financial Statement	402, 403	401
PW	372	06/19/03	UE0176809	UE0176810	Email from J. Mench to SAC re: COK Website	402, 403, HS	401; 612; NHSP
PX	375	07/02/03	UE0139353	UE0139355	Email from J. Mench to SAC re: Molting Reports	402, 403, HS	401; NHSP
PY	382	7/24/2003	UE0879102	UE0879104	Email from Ken Klippen to Al Pope Fw: Animal Welfare Clarifications	402, 403, HS	401; NHSP, 806
PZ	393	08/19/03			North Carolina General Warranty Deed for RAF Hyde County Farm - Supp. Ex. 27	402, 403, 901, HS	401; 803(8)
QA	396	09/04/03	UE0694999	UE0694999	Email from K. Klippen to G. Gregory, L. Reickard, and C. Gregory re: Database of Audits	402, 403, HS	401; NHSP, 806
QB	404	10/09/03			RAF Stormwater Management Permit Application	402, 403, HS	401; 803(8)
QC	408	10/22/03	UE0153327	UE0153329	10/22/2003 Minutes: UEP Animal Welfare Committee, 10/22/03, Albuquerque	402, 403	401
QD	421	11/21/03	UE0198096	UE0198099	UEP Member Certified Companies List, November 2003	None	
QE	422	11/24/03	UE0879446	UE0879447	Irving Isaacson to Al Pope Forwarding UEP Animal Welfare Program Attachment, Mueller letter	402, 403, HS	401; NHSP, 806
QF	434	12/16/2003	UE0176322	UE0176328	UEP Board of Directors Conference Call Minutes	402, 403, HS	401; 803(6)

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QG	1291	00/00/04	UE0208089	UE0208105	United Egg Producers Animal Husbandry Guidelines for U.S. Egg Laying Flocks 2004 Edition	None	
QH	1292	00/00/04	UE0398624	UE0398625	UEP Website Page archived 2004 - History and Background	HS, 402, 403	401; NHSP
QI	445	01/26/04	UE0206284	UE0206285	FeedStuffs - Proactivity, Development of Industry Guidelines Shows Concern for Future, Not a Caving to Activists	402, 403, HS, 901	401; 801(d)(1), NHSP
QJ	463	03/15/04	UE0605112	UE0605121	FeedStuffs - UEP Uses Scientific Approach in its Establishment of Welfare Guidelines	402, 403, 901, HS	401; 801(d)(1), 806, NHSP
QK	466	04/19/04	UE0132510	UE0132514	UEP Member Certified Companies List, April 2004	None	
QL	477	6/1/2004			June 2004 Rose Acre Consolidated Financial Statement	402, 403	401
QM	479	06/10/04	UE0294465	UE0294468	Minutes: Joint Meeting of UEP Scientific Advisory Committee and UEP Producer Committee for Animal Welfare, June 10-11, 2004, Chicago, Illinois	None	
QN	501	10/04/04	UE0176451	UE0176451	10/4/2004 Letter from J. Armstrong to Chairman P. Bahan.	402, 403, 702, HS	401; 701; NHSP, 801(d)(1)
QO	519	11/29/04	UE0176003	UE0176003	11/29/2004 Letter from G. Gregory to D. Baker.	402, 403, HS	401; NHSP, 806
QP	520	12/02/04	UE0331175	UE0331180	American Egg Board Retail Workshop	402, 403, HS	401; NHSP
QQ	522	12/08/04	UE0153237	UE0153241	Minutes: Producer Committee for Animal Welfare Meeting, December 7-8, 2004 Chicago, IL	None	
QR	526	12/16/04	UE0153235	UE0153236	UEP Board of Directors Conference Call Minutes	None	
QS	530	12/30/04	UE0152698	UE0152702	UEP Member Certified Companies List, December 2004	None	
QT	1294	00/00/05	UE0208070	UE0208088	UEP Animal Husbandry Guidelines for US Egg Laying Flocks, Second 2005 Edition	None	
QU	1298	00/00/05	UE0221276	UE0221285	Poultry Science Association Inc. Review: Impact of Science and management on the Welfare of Egg Laying Strains of Hens by P.Y. Hester	HS, 402	401; 803(18)
QV	539	01/24/05	UE0210295	UE0210298	1/24/2005 UEP-Producer Committee for Animal Welfare, January 24, 2005, Atlanta, GA.	None	
QW	540	1/25/2005	UE0210299	UE0210303	UEP Board of Directors January 25, 2005 Atlanta, GA	402, 403	401
QX	543	02/01/05	UE0145966	UE0145969	2/1/2005 UEP Letter to W. Hawks.	402, 403, HS	401; 806, NHSP
QY	556	02/25/05	UE0198047	UE0198050	UEP Member Certified Companies List, February 2005	INC	
QZ	557	02/25/05	UE0198052	UE0198052	UEP Member Certified Companies List, February 2005	INC	
RA	572	04/19/05	UE0153124	UE0153127	Producer Committee For Animal Welfare Minutes - Chicago, IL - 4/19/04	None	
RB	594	6/1/2005			June 2005 Rose Acre Consolidated Financial Statement	402, 403	401
RC	604	6/24/2005	UE066238	UE066239	Letter from Gene Gregory to US Foodservice	402, 403, HS	401; NHSP, 806
RD	612	07/15/05	UE0642091	UE0642091	Email from Chad Gregory to R. Deffner re. Area Meetings	402, 403, HS	401; NHSP, 806
RE	620	08/26/05	UE0329812	UE0329812	animalcarecertified.com: "Meet Paul Sauder"	402, 403, 701, HS	401; Opinion based on observation and experience; NHSP
RF	688	03/10/06	UE0197980	UE0197984	UEP Member Certified Companies List, March 2006	None	
RG	722	5/25/2006	UE0153009	UE0153010	Animal Welfare Committee Meeting via Conference Call May 25, 2006 - Minutes	None	
RH	725	6/1/2006	UE0153007	UE0153008	UEP - Board of Directors Conference Call June 1, 2006 - Minutes	None	
RI	724	6/1/2006			June 2006 Rose Acre Consolidated Financial Statement	None	
RJ	735	6/28/2006	UE0158744	UE0158744	6/28/06 letter from Duane Banderob (Conagra Foods) to Gene Gregory (UEP) re finalized transition to sourcing liquid egg whites from UEP certified suppliers	901, 402, 403, HS	401; NHSP
RK	782	10/10/06	UE0225734	UE0225751	Minutes: UEP-Animal Welfare Committee Meeting - San Antonio, TX 10/10/06	HS, 402, 403	401; 803(6)
RL	788	10/17/06			Supplemental Deed of Trust and Modification of Deed of Trust, Assignment of Rents, Security Agreement and Financial Statement and Related Loan Documents between Rose Acre and Metropolitan Life Insurance Co.	HS, 402, 403, INC	401; 803(8)
RM	801	11/27/06	UE0809286	UE0809286	Email from G. Gregory to M. Sheats copying M. Rust re Weekly Inventory	HS, 402, 403	401; NHSP

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RN	802	11/29/06	UE0366667	UE0366668	11/29/2006 Letter from J. Armstrong at Michigan State University to G. Gregory at UEP.	HS, 106 (references previous letters), 402, 403, 701, 702, 703	401; NHSP, 803(5)
RO	814	12/21/06	UE0325684	UE0325684	UEP Member Certified Companies List, December 2006	402, 403, INC	401
RP	815	12/22/06	UE0302001	UE0302001	Rose Acre Farms USEM Membership Agreement (Gregory 115)	HS, 402, 403	401; NHSP, 803(6)
RQ	816	12/28/06	UE0267489	UE0267493	UEP Member Certified Companies List, December 2006	None	
RR	1360	1/00/07	UE0807907	UE0807911	Speech at 1/2007 Executive Committee Meeting	402, 403, HS	401; NHSP
RS	836	02/13/07	UE0268734	UE0268735	USEM Member Layers Spreadsheet	None	
RT	857	05/02/07	UE0267464	UE0267468	UEP Member Certified Companies List, May 2007	None	
RU	858	05/08/07	UE0567055	UE0567060	Statement of the United Egg Producers Before the Subcommittee on Livestock, Dairy, and Poultry Committee on Agriculture U.S. House of Representatives	HS, 402, 403	401; NHSP, 806
RV	867	6/1/2007			June 2007 Rose Acre Consolidated Financial Statement	MAR	
RW	878	06/20/07			Fax from Aldi to Rose Acre re Egg Carton Artwork	HS, 402, 403, 901	401; NHSP
RX	883	06/25/07	UE0857131	UE0857154	Email from C. Gregory to J. Madeley, G. Gregory, M. McGriff re. Resume (of Dr. Jeff Armstrong)	HS, 402, 602, 901	401; NHSP, 803(6)
RY	898	08/13/07	UE0140715	UE0140716	Ltr from Armstrong to USDA Administrator Lloyd Day	402, 403, HS, 602	401; NHSP, 801(d)(1); 601
RZ	904	09/05/07	UE0197928	UE0197932	UEP Member Certified Companies List, September 2007	None	
SA	925	10/22/07	UE0153484	UE0153484	Minutes of Conference Call of USEM Export Committee 10/22/07	None	
SB	937	12/12/07	UE0666730	UE0666731	Letter from Gene Gregory to Tim Hammonds re: Updates	HS, 402, 403, 901	401; NHSP, 806
SC	943	12/31/07	UE0255106	UE0255106	UEP 2007 Non-Member Certified Dues Spreadsheet	402	401
SD	944	12/31/07	UE0255795	UE0255799	UEP Member Certified Companies List, December 2007	None	
SE	1304	00/00/08	UE0140563	UE0140595	UEP Animal Husbandry Guidelines for US Egg Laying Flocks - 2008 Edition	None	
SF	1307	00/00/08	UE0339110	UE0339114	Area Meeting Attendees - 2008	HS, 402, 403	401; 803(6)
SG	956	01/18/08	UE0292108	UE0292112	UEP Member Certified Companies List, January 2008	None	
SH	1011	6/1/2008			June 2008 Rose Acre Consolidated Financial Statement	MAR	
SI	1029	07/21/08	UE0354878	UE0354882	Email from Gene Gregory to Chad Gregory re: Wal-mart's Support for UEP Certified	HS, 402, 403	401; NHSP, 801(d)(1), 806
SJ	1034	8/2/2008	UE0220512	UE0220541	Document titled " Support Material for General Mills Evaluation of Cage vs. Cage-Free Egg Production" presented by Gene Gregory	402, 403, OSD, HS, IMP	401; NHSP, 806
SK	1033	08/02/08	UE0557576	UE0557578	Memorandum - Scientific Advisory Committee for Animal Welfare - UEP - re pros and cons of cage-free	HS, 402, 403, 701, 702, 703	401; NSHP, 801(d)(1), 701
SL	1038	8/4/2008	UE0547338	UE0547341	Email between G. Gregory and J. Armstrong re: letterhead (Armstrong 31)	HS, 402, 403, DUP	401, NHSP, 801(d)(1), 806
SM	1484	08/10/2008	UE0445498	UE0445502	Foodlink - Independent committee promotes use of science in animal care guidelines	402, 403, HS, 901	401; NHSP
SN	1063	10/15/08	UE0297533	UE0297536	UEP Animal Welfare and Public Relations Committee Minutes - 10-15-08 - Greensboro, GA	None	
SO	1065	10/24/08	UE0514444	UE0514445	Email from Linda Reickard to KY Hendrix re Capacity Layer Numbers	HS, 402, 602	401; NHSP, 803(6); 601
SP	1076	11/17/08	UE0344885	UE0344885	SuperValu Website Animal Welfare Page	901, HS, 402, 403	401; NHSP
SQ	1083	12/04/08	UE0301639	UE0301639	UEP 2008 Non-Member Certified Dues Spreadsheet	402	401
SR	1084	12/04/08	UE0301663	UE0301667	UEP Member Certified companies List, December 2008	None	
SS	1112	6/1/2009			June 2009 Rose Acre Consolidated Financial Statement	HS, 402	401; 803(6)
ST	1130	6/1/2010			June 2010 Rose Acre Consolidated Financial Statement	HS, 402, 403	401; 803(6)
SU	1131	07/09/10	UE0945027	UE0945027	7/9/10 e-mails between Gregory, Klein, Dowd regarding Animal Welfare Meeting	HS, 402, 403, 901, OSD	401; 801(d)(2), NHSP
SV	1154	6/1/2011			June 2011 Rose Acre Consolidated Financial Statement	HS, 402, 403, MAR, INC	401; 803(6)
SW	1188	05/30/13			5/30/2013 UEP Press Release - "UEP Certified receives high marks from Food Marketing Institute"	HS, 402, 403, OSD	401; NHSP

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SX	1189	06/01/13			Cal-Maine Foods Form 10-k for fiscal year end 6/1/13	HS, 402, 403, OSD	401; 803(6)
SY	1215	04/02/14			Egg Industry Terms - print-off from Cal-Maine's website	HS, OSD	NHSP, 803(6)
SZ	1313	00/00/14	Darre Ex. 40		UEP Animal Husbandry Guidelines, 2014 Edition	402, 403, OSD, DUP	401
TA	1364	1999-2013			Rose Acre's Transactional Data	None	
TB	1373	2001-2015			Rose Acre's LIM Flock Data (Dr. Jesse David Turnover)	901	901(b)(1)
TC	1376	2007/2008	UE0225056	UE0225085	2007/2008 United Egg Producers Animal Husbandry Guidelines for U.S. Egg Laying Flocks	None	
TD	1481	5/15-18/2000	UE0153206	UE0153210	Minutes of UEP Board of Directors in Washington, D.C.	402, 403	401; 803(6)
TE	1432		UE0168973	UE0168984	UEP Membership Solicitation	402, 403, HS	
TF	1435				UEP website, http://www.unitedegg.org/GeneralStats/default.cfm	901, OSD	901(b)(1)
TG	238	05/31/02			5/31/2002 "Albertson's Applauds and Supports Animal Welfare Guidelines Developed by the Food Marketing Institute". (Hammonds Ex. 22)	402, 403, HS, 901	401; NHSP
TH	285	08/19/02	TOPCO0001480	TOPCO0001485	Weaver Brothers' bid on Giant Eagle egg business 2002	402, 403, 901	401
TI	481	06/24/04	GE00011083	GE00011084	Giant Eagle Business Plan Presentation	402, 403, 901, HS	401; NHSP, 803(6)
TJ	575	04/21/05	TOPCO0000294	TOPCO0000298	Rose Acre's bid on Giant Eagle egg business 2005	402, 403, 901, HS	401; NHSP, 803(6)
TK	601	06/13/05	TOPCO0000251	TOPCO0000252	Email exchange between L. Rife (Topco) and P. Moran (Giant Eagle) re. eggs (annual savings are a result of the 2005 egg bid)	402, 403, 901, HS, CUM	401; NHSP, 803(6)
TL	600	06/13/05	TOPCO0000257	TOPCO0000258	Letter from Topco awarding Giant Eagle egg business for Cleveland Warehouse to Weaver Bros.	402, 403, 901, HS, CUM	401; NHSP, 803(6)
TM	1286	00/00/02	TOPCO0015983	TOPCO0015984	Giant Eagle Egg Program Review	HS, 402, 403, 901, CUM, OSD (no date)	401; NHSP
TN	1169	01/04/12			Ltr from Hy-Vee to Egg Suppliers re Shell Egg Program signed by RAF	HS, 402, 403, OSD, CUM	401; NHSP, 803(6)
TO	1172	04/02/12	HYEEGED00011174	HYEEGED00011174	Letter from Amanda Jackson to Chuck Seaman re: general overviews of check-lists / self-inspection files	HS, 402, 403, OSD, 901	401; NHSP
TP	1281	00/00/00	KRGEG00020660	KRGEG00020670	Animal Husbandry Guidelines for U.S. Egg Laying Flocks 2000 Edition	None	
TQ	84	10/30/00	KRGEG00020496	KRGEG00020498	PETA'S letter to Kroger's CEO dated October 30, 2000	402, 403, 901, MAR	401
TR	86	11/03/00	KRGEG00020500	KRGEG00020501	Kroger's response letter to PETA's Sean Gifford	402, 403, MAR	401
TS	88	11/13/00	KRGEG00020490	KRGEG00020493	Fax from Sean Gifford to Lynn Marmer of PETA re. Kroger's Animal Welfare Standards/Efforts	402, 403, 901, MAR, CUM	401
TT	92	11/14/00	KRGEG00020502	KRGEG00020503	Form letter from Kroger's Derrick Penick regarding PETA's contact with Kroger about the treatment of animals by its suppliers	402, 403, 901, 1002	401; 1003
TU	93	11/15/00	KRGEG00020488	KRGEG00020489	Memo from L. Marmer (Kroger) to File re Meeting with Charlotte Otto	402, 403, 901, HS	401
TV	98	12/14/00	KRGEG00020402	KRGEG00020403	Animal Welfare Project Outline	402, 403, HS, MAR	401; 803(6); 807; NHSP
TW	100	01/02/01	KRGEG00020462	KRGEG00020471	Memo from K. Brown to E. Cousin, D. Lambert, L. Marmer, and B. Scher re Update on Animal Welfare	402, 403, HS	401; 803(6); 807; NHSP
TX	103	01/08/01	KRGEG00020412	KRGEG00020414	Kroger Corporate Affairs Department: FMI Memo Concerning PETA	402, 403, HS	401; 803(6), NHSP
TY	106	01/14/01	KRGEG00020461	KRGEG00020461	1/14/2001 FMI Board Approved Policy on Animal Welfare	402, 403	401
TZ	120	04/18/01	KRGEG00020436	KRGEG00020437	FMI Press Release: FMI Establishes Policy and Program to Address Animal Welfare	402, 403, HS	401; NHSP
UA	125	05/21/01	KRGEG00020432	KRGEG00020434	Fax from K. Brown (FMI) to FMI Members re Talking Points for Animal Welfare	402, 403, HS	401; 803(6), NHSP
UB	239	5/31/2002	Hammonds Ex. 21		Kroger to Support Animal Welfare Guidelines Developed by the Food Marketing Institute	402, 403, HS, 901	401; NHSP

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UC	236	05/31/02			Kroger Press Release: Kroger to Support Animal Welfare Guidelines Developed by the Food Marketing Institute (Stull Dep. Ex. 1A)	402, 403, HS, 901	401; NHSP
UD	294	10/01/02	KRGEG00019788	KRGEG00019792	10/1/02 Letter from Kroger to representatives at other Kroger divisions re: FMI Animal Welfare Guidelines	402, 403, HS	401; NHSP, 803(6)
UE	311	12/10/2002	Profitt 1	None	Supply Agreement	402, 403, DUP	401
UF	385	08/01/03	KRGEGED00010798	KRGEGED00010799	8/1/2003 Email from Geoffrey Covert to Gary Stull re: Ralphs - Eggs	402, 403, HS, CUM	401; NHSP
UG	424	12/01/03	KRGEG00018733	KRGEG00018738	12/1/2003 Kroger Request for Proposal for Eggs	402, 403, HS, 901, CUM	401; NHSP, 803(6)
UH	448	02/01/04	KRGEG00018833	KRGEG00018836	Kroger's 2004 Supply Agreement with Cal-Maine Foods	402, 403, 901, HS, CUM	401; NHSP, 803(6)
UI	450	02/01/04	KRGEG00019063	KRGEG00019070	Supply Agreement Kroger/Midwest Poultry Services, L.P.	402, 403, 901, HS, CUM	401; NHSP, 803(6)
UJ	451	02/01/04	KRGEG00019436	KRGEG00019443	Kroger's 2004 Supply Agreement with Rose Acre Farms	402, 403, 901, HS, CUM	401; NHSP, 803(6)
UK	476	05/26/04	KRGEGED00011562	KRGEGED00011569	The Kroger Co.'s Requirements for Food Safety and Quality and cover letter	402, 403, 901, HS, CUM	401; NHSP
UL	1303	00/00/07	KRGEG00001115	KRGEG00001271	2007 Kroger Annual Report	HS, 402, 403	401; 803(6), NHSP
UM	833	02/04/07	KRGEG00019185	KRGEG00019200	Cover letter and Kroger's supply agreement with Moark and 2006 addendum	901, 402, 403	401
UN	831	02/04/07	KRGEG00019244	KRGEG00019248	Kroger's supply agreement with National Food Corporation	901, 402, 403	401
UO	834	02/04/07	KRGEG00019391	KRGEG00019394	Kroger's 2007 supply agreement with Rose Acre Farms	901, 402, 403	401
UP	1305	00/00/08	KRGEG00017271	KRGEG00017287	American Humane Certified Guidelines for Laying Hens Standards	HS, 402, 403, 901	401; NHSP, 803(6)
UQ	964	02/11/08	KRGEGED00010809	KRGEGED00010810	Email from PETA's Matt Prescott to Krogers' Lynn Marmer and David Dillon re: Safeway to PETA detailing changes 2-5-08.doc attaching letter	901, HS, 402, 403	401; NHSP
UR	988	04/24/08	KRGEGED00010849	KRGEGED00010849	Email from Payton Pruett to Lynn Marmer and Brendon Cull re: Animal Welfare Panel Update	901, HS, 402, 403	401; NHSP
US	991	04/27/08	KRGEG00018820	KRGEG00018823	Kroger's supply agreement with Cal-Maine Foods, Inc.	901, 402, 403	401
UT	990	04/27/08	KRGEG00019290	KRGEG00019291	Kroger supply agreement with Nucal Foods, Inc.	Best Evidence, 1002, 402, 403 901, 602, MAR	401; 601
UU	994	04/27/08	KRGEGED00013093	KRGEGED00013096	Kroger's 2008 supply agreement with Rose Acre Farms	901, 403, 402	401
UV	1044	08/19/08	KRGEG00017072	KRGEG00017072	Kroger Animal Welfare Panel Mission Statement dated 08/19/2008	901, HS, 402, 403	401; 803(6), NHSP
UW	1092	12/16/08	KRGEG00017070	KRGEG00017071	Kroger Animal Welfare Panel Agenda and email from Lynn Marmer related to the meeting	402, 403, HS, MAR, 901	401; NHSP, 803(6)
UX	1093	12/16/08	KRGEG00017241	KRGEG00017241	Kroger Panel Animal Welfare Meeting Summary dated 12/16/2008	402, 403, HS, 901	401; NHSP, 803(6)
UY	1124	03/10/10	KRGEGED00020416	KRGEGED00020417	Emails between Jennifer Sieve and Thomas Klump and Dallas Lindley re: Animal Care Certified industrial eggs	HS, 402, 403, OSD, 901	401; NHSP
UZ	1127	05/11/10	KRGEGED00013608	KRGEGED00013639	Presentation: Retail Egg Buying, by T. Klump	HS, 402, 403, OSD, 901	401; NHSP, 803(6)
VA	1142	11/22/10	KRGEGED00020091	KRGEGED00020091	11/22/2010 Letter from T. Klump of Kroger to Egg Producers re product specification signed by RAF.	HS, 402, 403, OSD, CUM	401; NHSP, 803(6)
VB	1183	02/02/13			Kroger's 2013 Sustainability Report	402, 403, OSD, 901	401
VC	1260	6/1/2019			2019 Kroger Animal Welfare Policy	HS, 402, 403, OSD	401; NHSP, 803(6)
VD	140	08/10/01	PUB_EGGS_011786	PUB_EGGS_011788	Letter from Brett Wyker to Charles Jenkins, Jr. re: request for written animal welfare standards	402, 403, HS	401; NHSP
VE	170	01/01/02	PUB_EGGS_006505	PUB_EGGS_006507	Progressive Grocer Magazine: Animal Rights - and wrongs	402, 403, HS, 901	401; NHSP;
VF	203	03/25/02	PUB_EGGS_006504	PUB_EGGS_006504	Letter from G. Hinton to M. Dobersch of Publix re UEP Animal Welfare Guidelines	402, 403, HS, 901	401; 801(d)(2)(1)(B), 806, NHSP

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Defendants' Trial Exhibits

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Exhibit Number	Initial Reference No.	Date	Beg Bates	End Bates	Descriptions	Plaintiffs' Objections	Basis for Admissibility
VG	209	04/01/02	PUB_EGGS_006511	PUB_EGGS_006518	Application for Certification of Animal Husbandry "Certified Company" and Draft Audit Form (Blank)	402, 403, MAR, 901, HS	401; NHSP
VH	234	05/30/02	PUB_EGGS_011782	PUB_EGGS_011785	5/30/2002 Letter from M. Bynum at Tampa Farm Service Inc. to D. Cerra at Publix Super Markets, Inc. re Animal Welfare Issue.	402, 403, HS, 901	401; NHSP
VI	244	06/04/02	PUB_EGGS_011763	PUB_EGGS_011763	Email from Mike Bynum to G. Bates, D. Cerra, B. Foster re: animal welfare update	402, 403, HS, 901	401; NHSP
VJ	260	07/01/02	PUB_EGGS_020727	PUB_EGGS_020727	Publix Animal Welfare Statement	402, 403, HS, 901	401; NHSP
VK	270	07/22/02	PUB_EGGS_011761	PUB_EGGS_011762	Letter from Tampa Farm Service, Inc. to Publix Super Markets, Inc. re: FMI-NCCR Animal Welfare Guidelines	402, 403, HS, 901	401; NHSP
VL	272	07/31/02	PUB_EGGS_020697	PUB_EGGS_020698	Publix Memo from Mark Wiley to All Publix Deli Kitchen Meat, Poultry and Egg Suppliers re: FMI - NCCR Animal Welfare Guidelines	402, 403, HS, 901	401; NHSP
VM	274	08/02/02	PUB_EGGS_010723	PUB_EGGS_010723	Letter from Tim Hammonds to Al Pope re: Animal Welfare Program	402, 403, HS, 901	401; NHSP
VN	279	08/14/02	PUB_EGGS_008104	PUB_EGGS_008107	8/14/02 e-mails between Miley, Freeman, Shiver, Rossow, Kordana, Smith, Ward, Williams regarding Animal Welfare Guidelines - Papetti's (PUB_EGGS_008107A)	402, 403, HS, 901	401; NHSP
VO	280	08/14/02	PUB_EGGS_008104	PUB_EGGS_008104	8/14/2002 Email from M. Miley to M. Dobersch, et al. re Animal Welfare Guidelines - Papetti's. (PUB_EGGS_008107B)	402, 403, HS, 901	401; NHSP
VP	278	08/14/02	PUB_EGGS_014292	PUB_EGGS_014292	8/14/2002 Memo to all Publix Bakery Egg Suppliers re: FMI-NCCR Animal Welfare Guidelines.	402, 403, HS, 901	401; NHSP
VQ	286	08/23/02	PUB_EGGS_010719	PUB_EGGS_010749	8/23/02 Moark fax to Chris Smith from Paul Osborne regarding FMI-NCCR Animal Welfare Guidelines	402, 403, 901	401
VR	515	11/16/04	PUB_EGGS_006919	PUB_EGGS_006921	Publix Vendor Pricing Sheets, Week of 11/22/2004	402, 403, 901, HS	401; NHSP, 803(6)
VS	523	12/10/04	PUB_EGGS_007150	PUB_EGGS_007157	12/10/2004 Product Specification for Publix Jumbo Eggs	402, 403, 901, HS	401; 803(6), NHSP
VT	533	01/17/05	PUB_EGGS_007158	PUB_EGGS_007182	Final RFQ: Email from Lori Baker to Steve Hicks re: Publix Brand Eggs Category Review - Final DSD Quotations	402, 403, 901, HS, CUM	401; NHSP, 803(6)
VU	613	07/17/05	PUB_EGGS_019635	PUB_EGGS_019635	7/17/2005 Vendor Sheet for Cal-Maine Bethune, SC.	402, 403, 901, HS, CUM	401; NHSP, 803(6)
VV	623	9/6/2005	PUB_EGGS_012286	PUB_EGGS_012286	Email from Greg Bates to Ken Paramore, et al. re re price increase	402, 403, 901, HS, CUM	401; NHSP, 803(6)
VW	789	10/23/06	PUB_EGGS_011856	PUB_EGGS_011857	Letter from Nanci Alexander to Charles Jenkins Jr. encouraging Publix to convert to Cage-Free	901, HS, 402, 403	401; NHSP
VX	824	1/24/2007	PUB_EGGS_011855	PUB_EGGS_011855	Letter from Ken Paramore	901, HS, 402, 403	401; NHSP; 803(5)
VY	1103	02/12/09	PUB_EGGS_011875	PUB_EGGS_011876	Email from Jerry Schinella to Dave Bornmann and Sam Middlebrook re. Proxy (stockholder proposal)	HS, 402, 403, 901, OSD	401; NHSP
VZ	1104	02/27/09	PUB_EGGS_011874	PUB_EGGS_011877	Emails between James Lucas, Dan Maloney and others re: FW: Proxy (stockholder Proposal)	HS, 402, 403, 901, MAR, OSD	401; NHSP
WA	1105	03/02/09			Publix 2009 Notice of Annual Meeting of Stockholders	HS, 402, 403, 901, OSD	401; NHSP, 803(6)
WB	1259	04/19/19			4/19/2019 Publix Website FAQ	HS, 402, 403, OSD	401; NHSP, 803(6)
WC	1426		PUB_EGGS_006846	PUB_EGGS_006851	Publix Brand Eggs Current Costs and Savings Summary	402, 403	401
WD	1427		PUB_EGGS_006960	PUB_EGGS_006963	Qualifying Questionnaire - Public Brand Eggs	402, 403	401
WE	1428		PUB_EGGS_012953	PUB_EGGS_012953	Publix Super Market Formula Pricing.	402, 403	401
WF	1429		PUB_EGGS_020571	PUB_EGGS_020575	"What Happens If 100% Committed is Changed?"	402, 403, 901, HS	401; NHSP, 803(6), 806
WG	642	11/18/05	SFWEGED00052446	SFWEGED00052447	Email from D. Lawrence to M. Kamm and Michael Talbott re: UEP Guidelines and Audit	402, 403, 901, HS, CUM	401; NHSP
WH	664	1/25/2006	SFWEGED00026337	SFWEGED00026340	Email with attachment between M. Kamm, V. Littlefield, D. Lawrence and others re: Draft - Animal Welfare Policy (Lawrence 4)	402, 403, 901, HS, CUM	401; NHSP
WI	694	03/29/06	SFWEGED00048506	SFWEGED00048508	Emails among B. Dowling, V. Littlefield, J. Sheeran and others RE: Animal Welfare Audits	402, 403, 901, HS, CUM	401; NHSP

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WJ	791	10/27/06	SFWEGED00041015	SFWEGED00041017	Email from V. Littlefield to C. East re. notes for Pleasanton Trip (with attached Safeway Audit Process notes)	901, HS, 402, 403	401; NHSP, 803(6)
WK	793	10/31/06	SFWEGED00049074	SFWEGED00049079	10/31/2006 Email from C. Smith to M. Talbott et al, re Kreider Farms - Executive Summary of Audits	901, HS, 402, 403, 106	401; NHSP, 803(6)
WL	796	11/10/06	SFWEGED00041026	SFWEGED00041028	11/10/2006 Email from V. Littlefield to B. Dowling et al re Information for Call.	901, HS, 402, 403	401; 803(6), 803(5),
WM	1015	06/04/08	SFWEGED00024792	SFWEGED00024795	6/4/2008 Email from M. Vincent to B. Dowling re Animal Welfare.	901, 402, 403	401
WN	1078	11/21/08	SFWEGED00042386	SFWEGED00042395	Email from T. Wang to D. Davidson and others re. updated egg powerpoint	901, HS, 602, 402, 403	401; 601; 803(6), NHSP
WO	1101	01/30/09	SFWEGED00024897	SFWEGED00024898	Draft letter re: Professional Animal Auditors Certification Organization (PAACO)	HS, 106, 901, 402, 403, OSD	401; NHSP
WP	1106	03/22/09	SFWEGED00020408	SFWEGED00020430	Master Agreement for Finished Goods between Safeway and Dutch Farms	402, 403, 901, OSD	401
WQ	1110	03/31/09	SFWEGED00039873	SFWEGED00039875	Email from C. East to J. Sheeran re. CFI/PAACO Animal Welfare Meeting	HS, 402, 403, OSD, 901	401; NHSP
WR	1346	04/00/14			handwritten notes re: depo preparation	HS, 402, 403, 901, OSD	401; 612
WS	1431		SFWEG00001945	SFWEG00001952	UEP Program brochure	402, 403, HS	401; NHSP
WT	384	08/01/03	SVL_EGGS_099791	SVL_EGGS_99821	Albertsons Request For Proposal	402, 403, HS, CUM	401; NHSP
WU	409	10/23/03	SVL_EGGS_100117	SVL_EGGS_100117	Email from Patricia Albrecht to Tom McIntyre forwarding Jeff Hardin email re: Albertson's pricing program	402, 403, 901, HS	401; 803(6), NHSP
WV	410	10/25/03	SLV_EGGS_100056	SLV_EGGS_100057	Email from T. McIntyre to D. Stanley re. eggs...how we doing? (Albertson's vendor status)	402, 403, 901, HS	401; NHSP
WW	411	10/29/03	SVL_EGGS_100059	SVL_EGGS_100060	Dutch Farms shell egg proposal for Jewel Food Stores	402, 403, 901, HS	401; NHSP, 803(6)
WX	413	11/06/03	SLV_EGGS_100107	SLV_EGGS_100107	Email from Tom McIntyre to Dwight Stanley and Sage Homer re: Animal Welfare Cost Per Dozen	402, 403, 901, HS, INC	401; NHSP
WY	415	11/13/2003	SVL_EGGS_109250	SVL_EGGS109256	Corporate Brands Agreement between Albertsons and Cal-Maine (Hardin 52)	402, 403, HS, 901, CUM	401; NHSP, 803(6)
WZ	420	11/20/03	SLV_EGGS_101036	SLV_EGGS_101037	Email from G. Angell to T. McIntyre re. Animal Welfare Guidelines	402, 403, HS, 901, CUM	401; NHSP, 806
XA	428	12/04/03	SVL_EGGS_101311	SLV_EGGS_101312	Email from T. McIntyre to G. Angell re. Animal Welfare Update	402, 403, HS, 901, CUM	401; NHSP
XB	474	05/12/04	SVL_EGGS_110410	SVL_EGGS_110410	Letter from FMI to SuperValu regarding Albertsons' Participation in Animal Welfare Issues Through FMI	402, 403, 901, HS, CUM	401; NHSP
XC	542	01/26/05	SVL_EGGS_109462	SVL_EGGS_109473	Our Own Brands Supply Agreement between Albertsons and Sparboe	402, 403, 901, HS, CUM	401; NHSP
XD	553	02/18/05	SVL_EGGS_020522	SVL_EGGS_020533	Cover email and Supply Agreement between Albertson's and Dutch Farms	402, 403, 901, HS, CUM	401; NHSP, 803(6)
XE	882	06/25/07	SVL_EGGS_110154	SVL_EGGS_110203	Consumer Interest Advisory Board Control Document Presentation	901, 402, 403, HS	401; NHSP, 803(6)
XF	891	7/10/2007	SVL_EGGS_109976	SVL_EGGS_110005	Supervalu Consumer Interest Advisory Board Activity Log, July 10, 2007, (Supervalu 6)	901, 402, 403, HS	401; NHSP, 803(6)
XG	1306	00/00/08	SVL_EGGS_109814	SVL_EGGS_109817	Supervalu Cage Free Egg Program Overview	HS, 402, 403, 901	401; NHSP, 803(6)
XH	1072	10/31/08	SVL_EGGS_109883	SVL_EGGS_109885	Email from Steve Brooks to various attaching Consumer Advisory Committee Agenda 10-31	901, 402, 403, MIL	401, 901(b)(1)
XI	1116	07/31/09	SVL_EGGS_020735	SVL_EGGS_020737	Indemnification Agreement (Our Own Brands) between RAF and SuperValu	402, 403, OSD	401
XJ	1162	10/26/11	SVL_EGGS_109888	SVL_EGGS_109975	Consumer Interest Advisory Board Activity Log	HS, 402, 403, 901, OSD	401; 803(6)
XK	1201	09/03/13	SVL_EGGS_100097	SVL_EGGS_100097	CB Eggs Bid Sheet	402, 403, OSD, 901	401
XL	1086	12/08/08	WD00003722	WD00003729	12/8/2008 Winn-Dixie Stores, Inc. Request for Proposal (RFP) Corporate Brand Egg Category Review.	901, HS, 402, 403	401; 803(6), NHSP
XM	1117	08/21/09	WLGEDED00000103	WLGEDED00000105	Walgreens Grade A & AA Shell Egg Specifications and Requirements	402, 403, OSD, 901	401

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Exhibit Number	Initial Reference No.	Date	Beg Bates	End Bates	Descriptions	Plaintiffs' Objections	Basis for Admissibility
XN	1406		WLGE00000445	GMI000446	Walgreens Grade A & AA Shell Egg Specifications and Requirements	402, 403, 901	401
XO	1404		WLGE00000185	WLGE00000185	Packaging for Deerfield Farms - Farm Fresh 12 large Grade AA Eggs - WIC479804	402, 403, 901	401
XP	1499	00/00/2011			Walmart Shell Egg Program	402, 403, OSD, HS, 901	401; 901(b)(1)
XQ	1365	2000 - 2012			Form 10-Ks for The Kroger Co., 2000-2012 (revised from 2009)	402, 403, MIL	401
XR	1366	2000 - 2012			Form 10-Ks for Safeway, Inc., 2000-2012 (revised from 2009)	402, 403, MIL	401
XS	1367	2000 - 2012			Form 10-Ks for SuperValu Inc., 2000-2012 (revised from 2009)	402, 403, MIL	401
XT	1369	2001 - 2012			Form 10-Ks for Publix Super Markets, Inc., 2001-2012 (revised from 2010)	402, 403, MIL	401
XU	1370	2001-2011			Forms 10-K for The Great Atlantic & Pacific Tea Co., Inc., 2001-2011	402, 403, MIL	401
XV	1371	2001-2011			Forms 10-K for Winn-Dixie Stores, Inc., 2001-2011	402, 403, MIL	401
XW	1372	2001-2012			Forms 10-K for Walgreen Co., 2001-2012	402, 403, MIL	401
XX	1375	2002-2012			Form 10-Ks for Walmart Inc., 2000-2012	402, 403, MIL	401
XY	1377	2011-2012			Form 10-K for Roundy's, Inc., 2011-2012	402, 403, MIL	401
XZ	1470	00/00/2000	FMI-004464	FMI-004471	Dues Information for Select FMI Retail-Wholesale Members from 2000 to 2008	402, 403, MIL, HS, 901	401; 803(6)
YA	1352	06/00/00	FMI-000983	FMI-000983	Food Marketing Institute List of Officers and Directors, Honorary Board Members and Executive Staff	402, 403, HS, MIL	401; 803(6)
YB	62	08/23/00	FMI-000987	FMI-000988	Washington Post Article - McDonald's Tells Farmers to Treat Chickens Better	402, 403, 901, CUM, HS	401; NHSP
YC	95	11/29/00	FMI-001209	FMI-001210	FMI Meeting Notes re PETA November 29, 2000	402, 403, 901, HS	401
YD	118	4/13/2001	FMI-000686	FMI-000686	Letter from FMI to Adele Douglass and others re: Animal Welfare	402, 403, HS	401; 803(6), NHSP
YE	1353	06/00/01	FMI-000685	FMI-000685	FMI List of Officers and Directors, Honorary Board Members and Executive Staff	402, 403, HS, MIL	401; 803(6)
YF	128	06/06/01	FMI-000680	FMI-000683	Minutes from Animal Welfare Conference Call on Wednesday, June 6, 2001 between FMI and Expert Review Panel	402, 403	401
YG	133	07/02/01	FMI-001129	FMI-001142	Fax from Karen Brown of Food Marketing Institute to representatives at Safeway, Albertson's, Kroger, and Winn-Dixie re: Background for July 9 Meeting in Chicago	402, 403, HS	401; 803(6), NHSP
YH	141	08/13/01	FMI-001099	FMI-001110	Fax from K. Brown to Various RE: Progress Update	402, 403, HS	401; 803(6), NHSP
YI	142	08/13/01	FMI-001099	FMI-001117	FMI Memo re Progress Update since July 9th Meeting in Chicago	402, 403, HS	401; 803(6), NHSP
YJ	145	08/31/01	FMI-001205	FMI-001208	Memo from Albertson's to FMI re PETA Letter to Albertsons Inc.	402, 403, HS, MAR	401; NHSP
YK	161	11/05/01	FMI-001087	FMI-001096	FMI News Release - FMI and NCCR Collaborate on Comprehensive Animal Welfare Program	402, 403, HS	401; NHSP
YL	163	11/26/01	FMI-001080	FMI-001080	Fax from K. Brown to Various re. FMI progress update on animal welfare	402, 403, HS, 901	401; NHSP; \
YM	1284	00/00/02	FMI-000171	FMI-000186	UEP Animal Husbandry Guidelines for US Egg Laying Flocks - 2002 Edition	None	
YN	173	01/07/02	FMI-001363	FMI-001377	Comparison of Audit Tools (Revised 1/7/2002): United Egg Producers Audit vs. National Council of Chain Restaurants/ Food Marketing Institute Audit	402, 403, HS, 901	401; NHSP
YO	177	01/14/02	FMI-000550	FMI-000550	1/14/2002 Email from Dr. G. Golab to A. Douglass, K. Brown et al. re: UEP Guidelines.	402, 403, HS, MAR	401; 801(d)(1)(B), 806, NHSP
YP	180	01/21/02	FMI-000899	FMI-000904	Letter from Al Pope to K. Brown re results of UEP Board Meeting	402 403, HS, 901	401; 801(d)(1)(B), 806, NHSP
YQ	186	02/15/02	FMI-000245	FMI-000249	Interim Report FMI-NCCR Animal Welfare Program February 15, 2002	402, 403, 901	401; STIP

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YR	188	02/15/02	FMI-004439	FMI-004439	Letter from T. Hammonds and T. Dort to A. Pope re. FMI's Support of UEP's Animal Welfare guidelines	402, 403, 901, HS	401; NHSP, 803(6)
YS	192	02/20/02	FMI-002422	FMI-002424	Email from FMI's Karen Brown to Jill Hollingsworth, Terrie Dortt, Tim Hammonds, and Albertsons, Kroger, and Safeway representatives re. Animal Welfare Update	402, 403, 901, HS	401; NHSP
YT	193	02/20/02	FMI-002427	FMI-002429	Email from Lynn Marmer (Kroger) to FMI's Karen Brown re: Animal Welfare Update	402, 403, 901, HS	401; NHSP
YU	202	03/20/02	FMI-001078	FMI-001079	Email from FMI's Karen Brown to Kroger's Lynn Marmer re: UEP	402, 403, 901	401
YV	227	05/15/02	FMI-000196	FMI-000197	Press Release: PETA Calls off Safeway Boycott	402, 403, HS, 901	401; NHSP
YW	230	05/21/02	FMI-001297	FMI-001297	5/21/2002 PETA News Release: PETA Eyes Kroger for Cruelty Boycott	402, 403, HS, 901, MAR	401; NHSP,
YX	1354	06/00/02	FMI-000015	FMI-000022	June 2002 Report - FMI-NCCR Animal Welfare Program (FMI-000015A)	402, 403, HS, MIL	401; 803(6), NHSP
YY	1356	06/00/2002	FMI-000015	FMI-000022	Food Marketing Institute's and National Council of Chain Restaurants' June 2002 Report, FMI-NCCR Animal Welfare Program (FMI-000015B)	402, 403, HS, MIL	401; 8003(6), NHSP
YZ	248	06/14/02	FMI-000487	FMI-000490	Letter from UEP to Karen Brown re: recommendation of UEP Guidelines	402, 403, HS, 901	401; NHSP, 806, 807
ZA	262	07/02/02	FMI-000050	FMI-000050	Letter from Al Pope to FMI and NCCR members re: a Thank You and Request regarding the Animal Welfare Guidelines for Laying Hens	402, 403, HS	401; NHSP
ZB	263	07/02/02	FMI-002277	FMI-002293	Letter from Al Pope of United Egg Producers to FMI and NCCR Members with attachment	402, 403, HS (as to cover letter only)	401; NHSP
ZC	284	08/16/02	FMI-001066	FMI-001077	FMI Memo re Animal Welfare Update	402, 403, HS	401; 803(6), NHSP
ZD	1469	12/13/2002	FMI-002073	FMI-002076	Email from K. Brown to T. Dort re Request for FMI Advice: David Faser, Compassion in World Farming, and Supermarkets	402, 403, HS, 901	
ZE	1330	01/00/03	FMI-000001	FMI-000014	FMI-NCCR Animal Welfare Program Report - January 2003	HS, 402, 403, 901	401; 803(6), NHSP
ZF	319	01/01/03	FMI-000001	FMI-000015	1/2003 Report FMI- NCCR Animal Welfare Program	402, 403, HS	401; NHSP, 803(6)
ZG	321	01/07/03	FMI-002886	FMI-002889	Email from T. Hammond to K. Brown attaching Animal Welfare Briefing Paper (FMI-002886A)	402, 403, HS	401; NHSP
ZH	331	02/12/03	FMI-000296	FMI-000305	Animal Welfare Meeting in San Diego, CA Agenda Feb 10-12, 2003	402, 403, MAR, MIL	401; 803(6), NHSP
ZI	358	05/13/03	FMI-002809	FMI-002813	FMI-NCCR Animal Welfare Advisors Meeting Agenda May 13-14, 2003	402, 403	401; 803(6), NHSP
ZJ	1355	06/00/03	FMI-000105	FMI-000110	June 2003 Report: FMI-NCCR Animal Welfare Program	402, 403, HS, MIL	401; 803(6), NHSP
ZK	381	07/24/03	FMI-001781	FMI-001783	7/24/2003 E-mail from K. Klippen to K. Brown re Animal Welfare Clarifications.	402, 403, HS	401; NHSP
ZL	386	08/04/03	FMI-002761	FMI-002764	Emails among T. Hammonds, K. Brown and others re negotiated premium paid by Kroger for UEP eggs	402, 403, HS, CUM	401; NHSP
ZM	458	02/23/04	FMI-003053	FMI-003077	K. Brown Presentation - Global Conference on Animal Welfare - An OIE Initiative, Paris, France	402, 403, 901, HS	401; NHSP, 803(6)
ZN	486	08/02/04	FMI-001514	FMI-001515	8/2/2004 Email from K. Brown to K. Klippen re Letter.	402, 403, 901, HS	401; 801(d)(1); 806
ZO	1361	10/00/04	FMI-000077	FMI-000078	Status FMI-NCCR Animal Welfare Guidelines Updated October 2004	402, 403	401
ZP	498	10/1/2004	FMI-000077	FMI-000077	STATUS-FMI-NCCR Animal Welfare Guidelines	402, 403, 901, HS	401; 803(6), NHSP
ZQ	531	1/1/2005	Hollingsworth Ex. 24		The Food Marketing Institute and the National Council of Chain Restaurants: Animal Welfare and the Retail Food Industry in the United States of America	402, 403, 901, HS, CUM	401; NHSP, 803(18)
ZR	544	2/1/2005	FMI-000075	FMI-000075	STATUS-FMI-NCCR Animal Welfare Guidelines	DUP 1284, MIL, 402, 403	401; NHSP, 803(6)

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Appendix 9-2
Kraft Global Foods, Inc., et al. v. UEP, Inc., et al
Defendants' Trial Exhibits

Case No. 1:11-cv-08808

Exhibit Number	Initial Reference No.	Date	Beg Bates	End Bates	Descriptions	Plaintiffs' Objections	Basis for Admissibility
ZS	555	02/24/05	FMI-000655	FMI-000663	FMI Article re FMI and the National Council of Chain Restaurants: animal welfare and the retail food industry in the USA	402, 403, 901, HS	401; NHSP, 803(18)
ZT	580	05/03/05	FMI-003090	FMI-003091	Email from Gene Gregory to Karen Brown regarding implementation of new molting method in 2005 to eliminate feed withdrawal	402, 403, 901, HS	401; NHSP, 806
ZU	1299	00/00/06	FMI-000386	FMI-0000408	UEP Animal Husbandry Guidelines for US Egg Laying Flocks - 2006 Edition	None	
ZV	1339	03/00/07	FMI-000076	FMI-000076	FMI-NCCR Animal Welfare Guidelines Status Update March 2007	HS, 402, 403, 901, MIL	401; 803(6), NHSP
ZW	863	05/24/07	FMI-003402	FMI-003407	FMI Animal Welfare Advisory Committee Meeting Arlington, VA Agenda May 22-24, 2007	HS, 402, 403, 901	401; 803(6)
ZX	870	06/06/07	FMI-003393	FMI-003395	6/6/2007 Email from K. Brown to B. Dowling et al re Update FMI-NCCR Animal Welfare Program.	901, HS, 402, 403	401; 803(6), NHSP
ZY	997	5/1/2008	FMI-004436	FMI-004436	STATUS-FMI-NCCR Animal Welfare Guidelines Update May 2008	402, 403, MIL	401; 803(6), NHSP
ZZ	1075	11/17/08	FMI-003389	FMI-003392	Meeting Summary of FMI-NCCR Animal Welfare Advisory Committee November 17-19, 2008	901, HS, 402, 403, MIL	401; NHSP, 803(6)
AA	1170	01/28/12	FMI-000038	FMI-000038	1/28/2012 FMI Board Approved Policy: Animal Welfare for Food Animals - Revised version adopted January 28, 2012 - Policy Statement	402, 403, OSD, 901, MIL	401; NHSP, 803(6)
AAA	1186	05/13/13	FMI-004472	FMI-004472	FMI Evaluation of Animal Welfare Guidelines and Declaration by David Fikes	HS, 402, 403, OSD	401; 803(6), NHSP
AAB	1314	00/00/14			List of FMI Board of Directors with photoes	402, 403, OSD	401
AAC	1250	06/30/15			Producer Animal Care Programs, listed on FMI's website	HS, 402, 403, OSD	401; NHSP
AAD	1408		FMI-001714	FMI-001725	Global Animal Welfare Challenges Various Perspectives, a Marketplace Perspective.	402, 403, HS, 701, 702, 703	401; 602; 701; 803(18), NHSP
AAE	26	10/01/99	PETA 83	PETA 83	Press Release: PETA declares October "Slam McDonald's Month," Launches Massive Campaign against Corporate Cruelty	402, 403	401
AAF	63	08/23/00	PETA 104	PETA 104	Press Release: PETA Campaign Nets Victory for Chickens Used by McDonald's	402, 403, 901, CUM, HS	401; NHSP
AAG	73	09/06/00	PETA 108	PETA 108	Press Release: PETA Gives McDonald's "A Break Today" - One year moratorium on "Unhappy Meal" declared after fast-food giant makes major improvements in treatment of chickens	402, 403, 901, CUM	401
AAH	81	10/25/00	PETA 1	PETA 3	Letter from S. Gifford to G. Michael requesting Albertson's Animal Welfare Standards	402, 403, 901	401
AAI	83	10/25/00	PETA 38	PETA 40	10/25/2000 Letter from S. Gifford to G. Michael requesting Albertson's Animal Welfare Standards (PETA 38B)	402, 403, 901	401
AAJ	85	11/02/00	PETA 77	PETA 78	Letter from S. Gifford to J. Pichler (Kroger) re. Kroger's recent Statements re. Animal Welfare	402, 403, 901	401
AAK	90	11/13/00	PETA 4	PETA 5	11/13/2000 Letter from S. Gifford at PETA to G. Michael at Albertson's.	402, 403, 901	401
AAL	91	11/13/00	PETA 67	PETA 69	Letter from S. Gifford to L. Marmer re. Kroger's Steps to Animal Welfare Program	402, 403, 901	401
AAM	101	01/05/01	PETA 60	PETA 62	Letter from Sean Gifford (PETA) to Allen Rowland (Winn-Dixie) re: request for a copy of animal welfare standards for various Winn-Dixie suppliers. (PETA 60A)	402, 403, HS, CUM	803(6); NHSP
AAN	102	01/05/01	PETA 60	PETA 63	Letter from S. Gifford at PETA to A. Rowland at Winn-Dixie Stores, Inc. (PETA 60B)	None	
AAO	143	08/19/01	PETA 6	PETA 7	8/19/2001 Letter from S. Gifford at PETA to L. Johnston at Albertson's.	402, 403, HS, MAR	401; NHSP
AAP	151	09/27/01	PETA 55	PETA 59	Letter from PETA to Wal-Mart requesting minimal standards for animal welfare (PETA 55A)	402, 403, HS, CUM	401; NHSP
AAQ	153	09/27/01	PETA 65	PETA 66	Letter from S. Gifford to L. Marmer re. Follow-Up on Kroger's Animal Welfare Standards	402, 403, HS, CUM	401; NHSP

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AAR	157	10/17/01	PETA 31	PETA 37	Letter from S. Gifford to S. Burd (Safeway) re. PETA's offer to assist Safeway with Animal Welfare Standards and various Animal Welfare Documents	402, 403, HS, CUM	401; 803(6); NHSP
AAS	183	02/13/02	PETA 20	PETA 21	Letter from B. Friedrich to B. Dowling re. PETA's Campaign against Safeway	402, 403, HS, 901	902(13) & (14)
AAT	200	03/14/02	PETA 22	PETA 23	Letter from B. Friedrich to B. Dowling re. Safeway's Public Statements on Animal Welfare/Abuse, PETA's Campaign against Safeway	402, 403, HS, 901	401; NHSP
AAU	208	04/01/02	PETA 202	PETA 209	Press Releases: PETA Launches Safeway Boycott	402, 403, 901, HS	401
AAV	226	05/10/02	PETA 24	PETA 25	Letter from S. Gross to B. Dowling re. Safeway - PETA Animal Welfare Efforts	402, 403, HS, 901	401; NHSP
AAW	266	07/09/02	PETA 17	PETA 18	7/9/02 letter from PETA to Clayron Hollis of Public Super Markets re: compliance with FMI Guidelines	402, 403, HS, 901	401; NHSP, 803(6)
AAX	268	07/12/02	PETA 30	PETA 30	Letter from B. Dowling to S. Gross re. FMI/NCCR Animal Welfare Guidelines	402, 403, HS, 901	401; NHSP
AAY	283	08/15/02	PETA 29	PETA 29	8/15/02 letter from Safeway to PETA in furtherance to phone conversation	402, 403, HS, CUM	401; 803(6), NHSP
AAZ	576	04/25/05	HSUS0000783	HSUS0000784	Four letters from HSUS to McDonalds Promoting Cage Free - HSUS0000783-784 & 0000807-808 & 0000801 & 0000791-792 (HSUS Ex. 8)	402, 403, 901, HS, CUM	401; NHSP
ABA	733	06/23/06	HSUS0000801	HSUS0000801	Letter from W. Pacelle to J. Skinner re. McDonald's Animal Welfare Policies (US v. UK)	402, 403, HS, 901	401; NHSP
ABB	1218	04/25/14			Declaration of Jennifer Fearing in Support of Proposed Defendant-Intervenor's Motion To Intervene	HS, 402, 403, OSD	401; NHSP
ABC	1220	05/19/14			Declaration of People for the Ethical Treatment of Animals (David M. Byer)	402, 403	401
ABD	1283	00/00/01	PETA 93	PETA 94	PETA Ad: Wicked Wendy's	402, 403, OSD (no date)	401
ABE	1417		PETA 81	PETA 82	PETA Ad: Murder King	402, 403	401
ABF	1418		PETA 81	PETA 81	PETA Ad: Murder King (PETA 81B)	402, 403	401
ABG	1419		PETA 85	PETA 86	PETA's McDonald's Campaign - Son of Sam and McCruelty's Unhappy Meal	402, 403	401
ABH	1420		PETA 85	PETA 85	PETA's McDonald's Campaign - Son of Ron (PETA 85B)	402, 403	401
ABI	1421		PETA 86	PETA 86	PETA's McDonald's Campaign - McCruelty's Unhappy Meal	402, 403	401
ABJ	1422		PETA 91	PETA 91	PETA Shameway Campaign: Little Shop of Horrors	402, 403	401
ABK	1423		PETA 93	PETA 93	PETA Ad: Wretch's Old Fashioned Murderers	402, 403	401
ABL	1413				"Humane Society Costco Ad" The Humane Society of the United States "Tell Costco to end hen confinement in its supply chain"	402, 403	401
ABM	1424				KFC Cruelty Ad	402, 403	401
ABN	1425				Richard Pryor PETA Ad	402, 403	401
ABO	219	4/19/2002	CPCEGED00071679	CPCEGED00071680	Email from Toby Catherman to Ramesh Daga re: Animal Welfare - Ben & Jerry's	402, 403, 901	401
ABP	222	04/29/02	CPCEGED00085826	CPCEGED00085826	Email from R. Daga to T. Boland re Eggs (Costs for MFI to Comply with McDonald's Standards)	402, 403, HS, 901	401; NHSP
ABQ	251	06/21/02	CPCEGED00071647	CPCEGED00071647	6/21/02 Urner Barry Market Update	402, 403, HS, 901	401; NHSP
ABR	346	03/21/03	CPCEGED00082345	CPCEGED00082346	Email from R. Daga to C. Champagne re Price Increase in Eggs	402, 403, HS	
ABS	447	1/27/2004	CPCEGED0000009	CPCEGED0000046	Purchase Agreement between Conopco and Michael Foods, 1/27/2004	402, 403, HS, 901, CUM	401; NHSP, 803(6)
ABT	455	2/3/2004	CPCEGED00085673	CPCEGED00085676	Email with attachment from Peter Goggi to Ramesh Daga re: FW: GRAIN BASE FORMULA FOR EGG PRICING	402, 403, HS, 901, CUM	401; NHSP, 806
ABU	502	10/08/04	CPCEGED00082811	CPCEGED00082812	Email from R. Daga to E. Beck re Quarterly Egg Update	402 403 901 HS	401; NHSP
ABV	653	01/11/06	CPCEGED00086132	CPCEGED00086134	1/11/06 e-mail chain between Daniel Scheidt, Steve Vermeulen, et al. re: cage free eggs	402, 403, 901, HS, CUM	401; NHSP
ABW	671	02/06/06	CPCEGED00086142	CPCEGED00086142	2/6/06 e-mail from Daniel Scheidt to Ramesh Daga re: Cage Free Eggs	402, 403, 901, HS, CUM	401; NHSP

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ABX	691	03/18/06	CPCEGED00103941	CPCEGED00103943	5/18/06 Email exchange between Daga, Langan, Scheidt, Vermeulen regarding MFI & UEP	402, 403, 901, HS, CUM	401; NHSP
ABY	698	04/04/06	CPCEGED00083571	CPCEGED00083572	4/4/06 e-mail chain between Tom Langan, Ramesh Daga, et al. re: CONFIDENTIAL: Humane Society - Hellmann's	402, 403, 901, HS, CUM	401; NHSP
ABZ	707	04/24/06	CPCEGED00083640	CPCEGED00083640	4/24/06 e-mail from Ramesh Daga to Jason Taylor, et al. re: UEP Certified Egg Products	402, 403, 901, HS, CUM	401; NHSP
ACA	710	04/25/06	CPCEGED00083641	CPCEGED00083643	4/25/06 e-mails between Daga, Langan, Kolstad, Glavan regarding UEP Certified Egg Products	402, 403, 901, HS, CUM	401; NHSP
ACB	731	06/15/06	CPCEGED00103948	CPCEGED00103952	6/15/06 e-mails between Daga, Langan, Kolstad, Vermeulen, Scheidt regarding Conf. Call: Hellmann's Supplier Targeted by Humane Society	402, 403, HS	401; NHSP
ACC	751	8/15/2006	CPCEGED00103977	CPCEGED00103982	Emails between J. Stalzer, T. Langan, S. Greenwood re: B&J Talking Points (Ben & Jerry's dropping Michael Farms as Supplier	901, 402, 403, HS	401; NHSP
ACD	750	08/15/06	CPCEGED00103980	CPCEGED00103982	Ben & Jerry's Egg Supply Talking Points - August 15, 2006	402, 403, HS, 901	401; NHSP
ACE	754	08/24/06	CPCEGED00083993	CPCEGED00083994	8/24/06 e-mail from Mark Hauman to Ramesh Daga re Ben & Jerry's Says It Uses Free Range Eggs in European Products	901, 402, 403, INC, HS	401; NHSP
ACF	763	09/11/06	CPCEGED00084171	CPCEGED00084177	9/11/06 e-mails between Pako, Daga, Acres regarding Cage Free Egg Products	901, 402, 403, HS	401; NHSP
ACG	764	09/11/06	CPCEGED00103986	CPCEGED00103990	9/11/06 e-mail from Sharyn Kolstad re: Cage Free Egg Products CONFIDENTIAL	HS, 402, 403, 106, DUP	401; NHSP
ACH	769	09/12/06	CPCEGED00084222	CPCEGED00084227	9/12/06 e-mails between Tom Langan, Ramesh Daga, et al. re: Cage Free Egg Products CONFIDENTIAL	901, HS, 402, 403, 106, DUP	401; NHSP
ACI	770	09/12/06	CPCEGED00103983	CPCEGED00103990	9/12/06 e-mail exchange between Freeman, Langan, Daga, Kolstad, Bauer, Stalzer, Vermeulen regarding Cage Free Egg Products CONFIDENTIAL	901, HS, 402, 403, 106, DUP	401; NHSP
ACJ	771	9/12/2006	CPCEGED00104048	CPCEGED00104049	Email exchange between T. Langan and S. Kostad re: Negative PR on Egg Supply (draft communication regarding imminent announcement by Ben & Jerry's)	901, 402, 403, HS	401; NHSP
ACK	768	09/12/06	CPCEGED00106162	CPCEGED00106168	9/12/06 e-mail from Ramesh Daga to Lisa Toriello re Egg Price Outlook Sept. 06	HS, 402, 403, 701, 901	401; NHSP
ACL	775	9/18/2006	CPCEGED00132785	CPCEGED00132794	Email chain to/from various re: Unilever wants to work with Ben & Jerry's regarding timing of announcement to go cage free - includes REDACTED section	901, HS, 402, 403	401; NHSP
ACM	778	9/22/2006	CPCEGED00104050	CPCEGED00104055	E-mail from F. Miller to Various on behalf of Tom Langan re. Eggs Q&A and Holding Statement	901, 402, HS	401; NHSP
ACN	953	01/17/08	CPCEGED00104061	CPCEGED00104061	1/17/08 e-mail from Ramesh Daga to Tom Langan re: Cage Free	901, 402, 403, HS	401; 804(b)(3), 807
ACO	1115	7/2/2009	CPCEGED00104230	CPCEGED00104236	Email from T. Langan to W. Laan re. Egg Holding Statement - Feb 19 2008	HS, 402, 403, 901, OSD	
ACP	1121	01/26/10	CPCEGED00104137	CPCEGED00104152	1/26/10 e-mail between Ostern, Langan regarding For Internal Review: Hellmann's CFE Positioning, Messages & Q&A	HS, 402, 403, OSD, 901	401; NHSP
ACQ	1122	02/10/10	CPCEGED00099652	CPCEGED00099659	Confidential Emails to/from Various re: Hellmanns: UEP Certified Eggs (meeting was held to discuss position statement)	HS, 402, 403, OSD, 901	401; NHSP, 807
ACR	1128	05/17/10	CPCEGED00095813	CPCEGED00095814	Email from R. Daga to P. Goggi re FW:Eggs, and Email from G Hinton to R. Daga re Eggs	HS, 402, 403, OSD, 901	401; NHSP
ACS	1333	01/00/06	CPCEGED00066832	CPCEGED00066838	Supplier Segmentation Presentation Michael Foods (Egg Products) by Ramesh Daga, Unilever	HS, 402, 403	401; NHSP
ACT	1374	2002 - 2012			Form 20-Fs for Unilever N.V. (Conopco), 2002-2012 (revised from 2009)	402, 403, MIL	401
ACU	116	4/2/2001	HEINZ00017815	HEINZ00017934	Email from Bud Rosevear to Heinz's "Snacks I-Team" attaching documents, including meeting minutes and a Trends Report.	402, 403, 901, HS	401
ACV	906	09/06/07	HEINZ00010241	HEINZ00010251	Email from John Brommer to Michelle Kamzalow re: Market explanations	402, 403, HS	401; NHSP

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ACW	919	10/9/2007	HEINZ00024975	HEINZ00024975	Email from Michelle Kamzalow to Mauricio Sirgo re: Egg Products Outlook	402, 403, HS	
ACX	923	10/19/2007	HEINZ00010177	HEINZ00010181	Email from Aaron Heironimus to Michelle Kamzalow re: fixed pricing	None	
ACY	927	10/24/07	HEINZ00010471	HEINZ00010474	Email from Michelle Kamzalow to Gary McIntyre and Mauricio Sirgo re: Egg pricing assumptions (Kamzalow DAP 004)	402, 403	401
ACZ	950	1/9/2008	HEINZ00010559	HEINZ00010560	Email and attachment of Rose acre Farms Pricing from Chris Blodgett to Michelle Kamzalow	HS	401; 803(6), NHSP
ADA	972	03/18/08	HEINZ00020738	HEINZ00020739	Calendar item from Michelle Kamzalow regarding egg strategy and coverage, attaching the Egg Coverage Strategy for FY09	402, 403, OSD, HS	401; NSHP, 8003(6)
ADB	979	04/02/08	HEINZ00009229	HEINZ00009237	4/2/08 e-mail between Healey, Tucker, Kamzalow regarding Heinz Food Safety	402, 403	401
ADC	1004	5/21/2008	HEINZ00013386	HEINZ00013387	Email chain between Michelle Kamzalow and Mauricio Sirgo re: FY08 - Firm Egg Pricing for my PMD attaching egg pricing for various vendors	402, 403, HS	401; 803(6), NHSP
ADD	1358	09/00/08	HEINZ00005346	HEINZ00005377	Heinz Egg Products Source Plan dated September 2008	402, 403	401
ADE	1066	10/27/08	HEINZ00012960	HEINZ00012964	10/27/08 e-mail from Michelle Komzalow to Brad Lindsey et al. re: Totes vs. Pails for Chatsworth	402, 403, HS	401; NHSP
ADF	1067	10/27/08	HEINZ00012994	HEINZ00012994	10/27/08 e-mail between Kamzalow, Ginnane, Heironimus regarding Egg products for Chatsworth	402, 403, 901, HS	401; NHSP
ADG	1070	10/29/2008	HEINZ00013066	HEINZ00013068	Email from Michelle Kamzalow to Heather Reyes and others re: Liquid Yolks for Chatsworth	402, 403, 901, HS	401; NHSP
ADH	1208	02/07/14			Defendants' Notice of Deposition of H.J. Heinz Pursuant to Fed. R. Civ. P. 30(b)(6)	402	401
ADI	1208	02/07/14			Defendants' Notice of Deposition of H.J. Heinz Pursuant to Fed. R. Civ. P. 30(b)(6)	402, 403	401
ADJ	1407		HEINZ00000635	HEINZ00000635	H.J. Heinz Company - Vendor Questionnaire	402, 403	401
ADK	1166	12/01/11	CF0005892	CF0005892	12/1/2011 Letter from B. Sparboe Schnell to G. Gregory re Sparboe Farms, Inc. United Egg Producers Membership.	HS, 402, 403, OSD, 901	401; NHSP, 806
ADL	44	5/1/2000	DAY0000029	DAY0000055	Recommendations for UEP Animal Welfare Guidelines	402, 403, MAR	401
ADM	616	08/02/05	DAY0029730	DAY0029730	8/2/2005 Letter from G. Stull (Kroger) to G. Gregory re: Animal Care Certified Program	402, 403, 901, HS, CUM	401; NHSP
AND	1349	05/00/00	DAY0000029	DAY0000055	Recommendations for UEP Animal Welfare Guidelines submitted by a Scientific Advisory Committee on Animal Welfare - May 2000	DUP	Not DUP
ADO	599	06/13/05	Hillandale-PA00015609	Hillandale-PA00015609	Letter from Topco awarding Giant Eagle egg business for Pittsburgh warehouse to Hillandale Farms	402, 403, 901, HS, CUM	401; NHSP, 803(6)
ADP	900	08/27/07	Hillandale-PA00002162	Hillandale-PA00002164	Email from Giant Eagle to Hillandale attaching egg specification sheet	901, 402, 403	401
ADQ	41	04/12/00	MFI0613439	MFI0613441	Letter from Compassionate Action for Animals to Michael Foods	901, 402, 403, HS, MAR	401; NHSP
ADR	72	09/06/00	MFI0220018	MFI0220018	9/26/00 E-mail chain between Bill Goucher, Terry Baker, et al. FW: PETA	402, 403	401
ADS	74	09/08/00	MFI0024405	MFI0024422	9/8/2000 Animal Welfare Report for 2003 Area Meetings.	402, 403, HS	401; 806; NHSP
ADT	89	11/13/00	MFI0276310	MFI0276328	Animal Husbandry Guidelines for US Egg Laying Flocks, 2000 Edition, with Cover Letter and Projected Costs from G. Gregory	None	
ADU	105	01/10/01	MFI0320142	MFI0320142	1/10/01 E-mail chain between Gregg Ostrander, Deborah Cummings, et al. re: Murder King	402, 403, HS	401, 806, NHSP
ADV	121	04/18/01	MFI0274907	MFI0274908	FMI press release announcing policy on animal welfare	402, 403, HS, DUP	401; NHSP
ADW	130	6/13/2001	MFI0096309	MFI0096309	Email from Bill Goucher to Terry Baker	402, 403, HS	401; 806, NHPS
ADX	148	9/12/2001	MFI0018744	MFI0018745	9/12/01 Procurement Strategic Planning Meeting	402, 403, 901, HS	401; 803(6)
ADY	150	9/18/2001	MFI0021885	MFI0021886	Animal Well Being - Farm Related Issues	402, 403, HS	401; 803(6)
ADZ	207	4/1/2002	MFI0111951	MFI0111951	4/1/02 e-mails between Gregg Ostrander, Tim Bebee and Bill Goucher re: UEP Animal Welfare Meeting	None	

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AEA	215	04/03/02	MFI0247110	MFI0247110	Email from Gene Gregory to KY Hendrix re: Ammonia Emissions	HS	806, NHSP
AEB	218	04/17/02	MFI0364924	MFI0364924	4/17/02 e-mail exchange from Daga to Brommer and Catherman regarding Eggs	402, 403, 901	401
AEC	252	06/27/02	MFI0302255	MFI0302268	6/27/02 letter from Burger King to Gregg Ostrander of Michael Foods, Inc. re: "Animal Well-Being" Initiatives	402, 403, HS, 901	401; NHSP
AED	282	08/15/02	MFI0109088	MFI0109088	8/15/2002 Memo to M. Miley from T. Baker.	402, 403, HS, INC, 901	401; NHSP
AEE	281	08/15/02	MFI0109360	MFI0109360	8/15/2002 Letter from J. Bromer to M. Miley re FMI-NCCR Animal Welfare Response	402, 403, HS	401; NHSP
AEF	296	10/08/02	MFI0039855	MFI0039855	10/8/02 e-mail forward from Toby Catherman to Terry Baker FW: Liquid Eggs - Costco asking about Animal Husbandry	402, 403, 901	401
AEG	299	10/15/02	MFI0096328	MFI0096328	10/15/02 e-mail chain between Bill Goucher, Hershell Ball, et al. re: Kroger PL - Animal Welfare Guidelines	402, 403, 901, HS	401; NHSP, 801(d)(1)
AEH	312	12/13/2002	MFI0096330	MFI0096330	12/13/02 e-mails between Bill Goucher and Steve Bacon, et al. re: Sysco Animal Welfare Auditing	402, 403, HS	401; NHSP, 801(d)(1)
AEI	318	12/31/2002			Form 10-K for Michael Foods Inc. for fiscal year ended December 31, 2002	None	
AEJ	329	2/7/2003	MFI0039904	MFI0039907	2/7/03 e-mails between Toby Catherman, Chris Hagedorn, et al. re: Urner Barry market reaction to new layer house construction - listing of responses	402, 403, 701, 702, 703, HS, 901	401; NHSP; 701
AEK	436	12/22/03	MFI0300390	MFI0300413	12/22/03 Supply Agreement between M.G. Waldblum Company and Michael Foods Egg Products Company	402, 403, HS	401; NHSP, 803(6)
AEL	495	09/03/04	MFI0028926	MFI0028956	Supply Agreement dated September 3, 2004 between M.G. Waldbaum, Michael Foods, and Center Fresh Egg Farm	402, 403, HS, CUM	401; NHSP
AEM	1474	09/30/2004	MFI0259554	MFI0259555	Email from P. Colwell to R. Mlenek encl 09/29/2004 S. Warner Letter	402, 403, HS, 901	401; NHSP, 801(d)(2), 806
AEN	507	10/27/2004	MFI0259547	MFI0259548	Letter to S. Warner re: RFP and attachment	402, 403, HS	401; NHSP
AEO	1473	11/16/2004	MFI0259539	MFI0259546	Fax from P. Colwell to T. Baker encl Handwritten Note re Nestle Contract	402, 403, HS, 901	401; NHSP, 801(d)(2), 806
AEP	517	11/19/2004	MFI0615604	MFI0615609	11/19/04 letter from UEP to Terry Baker of Michael Foods re: Egg Industry Economic Summit	402, 403, HS	401; NHSP, 806
AEQ	1266	??/??/05	MFI0322587	MFI0322588	Letter from MFI re: Animal Welfare	HS, 402, 403	401; NHSP, 806
AER	596	6/1/2005	MFI0298827	MFI0298851	Supply Agreement IPRO ILLC	402, 403, HS	401; NHSP
AES	637	11/10/2005	MFI0612128	MFI0612130	Email from Gregg Ostrander to JD Clarkson	402, 403, HS, INC	401; 801(d)(1); NHSP
AET	662	01/23/06	MFI0005548	MFI0005576	Producer Committee for Animal Welfare - 1/23/06	402, 403, HS	401; 803(6)
AEU	670	2/3/2006	MFI0265041	MFI0265049	Michael Foods Egg Products Company - US only Liquid Equivalents	402, 403, HS	401; 803(6)
AEV	672	2/7/2006	MFI0220457	MFI0220457	Email from John Brommer to Jason Taylor	402, 403, HS, CUM	401; NHSP
AEW	675	2/15/2006	MFI0040895	MFI0040897	2/15/06 UEP Animal Welfare Committee Meeting Minutes	402, 403, HS	401; 803(6)
AEX	677	02/20/06	MFI0119669	MFI0119670	2/20/06 e-mail chain between Jeffrey Thomas, David Garvin and Diane Sparish re: New Papetti Items	402, 403, HS	401; 801(d)(1), NHSP
AEY	678	2/27/2006	MFI0109164	MFI0109165	2/27/2006 e-mail from R. Simmons to J. Thomas re: UEP Issue	402, 403, HS	401; NHSP
AEZ	679	02/28/06	MFI0109160	MFI0109161	2/28/06 e-mail chain between Jeffrey Thomas, Terry Baker, et al. re: position in UEP welfare regulations	402, 403, HS	401; 801(d)(1), NHSP
AFA	681	03/01/06	MFI0119662	MFI0119664	3/1/06 e-mail chain between George Gavris, Jeffrey Thomas, et al. re: Walmart/Sam's UEP issue	402, 403, HS	401; NHSP, 806
AFB	684	03/03/06	MFI0633828	MFI0633828	3/3/06 e-mail from Thomas Jeffrey to Diane Sparish re: Sam's Club PL Egg Program	402, 403, HS	401; NHSP
AFC	686	3/6/2006	MFI0119650	MFI0119650	Memo from Jeff Thomas to Diane Sparish re: February Retail Sales Monthly Report	402, 403, HS	401; NHSP, 803(6)
AFD	687	3/9/2006	MFI0000173	MFI0000182	Egg Procurement Strategy 2006 - 2008	402, 403, HS	401; NHSP
AFE	702	4/6/2006	MFI0103977	MFI103978	e-mail from V. O'Brien to J. Brommer re ""Confidential: Humane Society - Hellman's	402, 403, HS, CUM	401; NHSP

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AFF	701	04/06/06	MFI0109300	MFI0109301	4/6/06 e-mail chain between John Brommer, S. Vince O'Brien, et al. re: CONFIDENTIAL: Humane Society - Hellmann's	402, 403, HS, CUM	401; NHSP
AFG	703	4/10/2006	MFI0022594	MFI0022595	4/10/06 letter from Terry Baker to Gene Gregory	None	
AFH	706	4/21/2006	MFI0033884	MFI0033884	"Email from Terry Baker to Jason Taylor	402, 403, HS, CUM	401; NHSP, 806, 801(d)(1)
AFI	719	05/18/06	MFI0109730	MFI0109731	5/18/06 e-mails between Taylor, Daga, Brommer, O'Brien, Vince, Baker, Catherman regarding MFI & UEP	402, 403, 901, HS, CUM	401; NHSP
AFJ	723	5/31/2006	MFI0002266	MFI0002271	"Email from Gene Gregory to Gary West	None	
AFK	727	06/02/06	MFI0616978	MFI0616978	6/2/06 e-mail from Gene Gregory to Gary West, et al. re: Let's Move Forward	None	
AFL	730	6/14/2006	MFI0050882	MFI0050885	"Email from G. Gregory to T. Baker re ""CERTIFICATION"" and attached Application for Certification of Animal Husbandry ""UEP Certified Company"" 2006"	None	
AFM	739	7/7/2006	MFI0451205	MFI0451216	Business Meeting - MFI and Nestle	901	
AFN	740	7/13/2006	MFI0611557	MFI0611559	Email with attachment from Terry Baker to Toby Catherman re: FW: IPRO Summary	402, 403, HS	401; NHSP
AFO	749	8/14/2006	MFI0102001	MFI0102006	MFI Memo reflecting potential grain based pricing contract with Nestle (heavily redacted)	901, HS, 402, 403	401; 803(6); NHSP
AFP	760	9/6/2006	MFI0452047	MFI0452052	Nestle USA UEP Certified Update, September 6, 2006	901	
AFQ	765	9/11/2006	MFI0109034	MFI0109034	Email from Thomas Diercks to Jason Taylor	402, 403, HS	401; NHSP, 806
AFR	766	9/11/2006	MFI0451199	MFI0451199	Letter from Vince O'Brien to Scott Wulff re: MFI position on bird welfare	402, 403, HS	401; NHSP
AFS	772	09/14/06	MFI0109021	MFI0109022	9/14/06 memo between John Hill, Tom Diercks regarding Sugar Yolk Egg Supply	HS, 402, 403	401; NHSP, 803(6)
AFT	776	09/20/06	MFI0032735	MFI0032737	9/20/06 e-mail between John Hill, Tom Diercks regarding UEP Certified Eggs	HS, 402, 403, INC.	401; 801(d)(2), 806
AFU	786	10/14/2006	MFI0622021	MFI0622025	Email with attachment 10/10/06 UEP Animal Welfare Committee Meeting Minutes from Gene Gregory to Tim Bebee	HS	803(6)
AFV	820	01/15/07	MFI0067366	MFI0067375	1/15/2007 The Egg Newsletter	HS, 402, 403	401; NHSP, 806
AFW	949	1/7/2008	MFI0106709	MFI0106712	Email from Steve George to Terry Baker	901, HS, 402, 403	401; 803(6)
AFX	959	1/25/2008	MFI0038661	MFI0038698	MFI Food Ingredient Sales Meeting - Egg Procurement Update: Egg Industry. Production/Inventories and UB Markets, January 25, 2008	901, 402, 403, HS	NHSP, 803(6)
AFY	1017	6/11/2008	MFI0030456	MFI0030475	"Emial from T. Baker to T. Larson re Strategic Review Egg Procurement and attached Egg Procurement Strategy Review 2009-2014 (dated June 4	402, HS, 901, 602	401; NHSP, 806
AFZ	1020	6/17/2008	MFI0236931	MFI0236950	6/17/08 e-mail with attachment from Terry Baker attaching Egg Procurement Strategy Review	402, HS, 901, 602	401; NHSP, 806
AGA	1042	08/12/08	MFI0109325	MFI0109326	8/12/08 e-mail from Ed Lewis to John Brommer, et al. re: Danville UEP Egg	402, 403	401
AGB	1414		MFI0023056	MFI0023057	UEP Notice letter from C. Gregory re: animal welfare - area meetings	402, 403, HS	401; NHSP, 806
AGC	1479	10/29/2002	MOARK-IPP-0013312	MOARK-IPP-0013312	Email from J. Whaley to V. Reina re Costing for the UEP/FMI Guidelines	402, 403, MIL, HS, 901	401; NHSP, 806
AGD	1480	12/26/2002	MOARK-IPP-0014571	MOARK-IPP-0014571	Email from J. Whaley to V. Reina re Animal Welfare Logo	402, 403, MIL, HS	401; NHSP, 806
AGE	1477	01/03/2003	MOARK-IPP-0027596	MOARK-IPP-0027597	Email from L. Jackson to M. Campbell re AWP Audits for Egg Companies (SYSCO Announces Adoption of UEP)	402, 403, MIL, HS, 901	401; NHSP
AGF	373	06/24/03	MOARK-IPP-0008183	MOARK-IPP-0008183	Letter from K. O'Brien to D. Kirby (King Kullen) re Animal Care Certification	106, 402, 403, HS, CUM	401; NHSP
AGG	387	08/05/03	MOARK0001474	MOARK0001475	Letter from B. Hodges (Moark) to M. Jebwabnik (Safeway) re. Price of ACC Program	HS	NHSP, 806
AGH	1476	09/16/2003	MOARK-IPP-0027492	MOARK-IPP-0027492	Memo from K. Jeanis (UniPro) to All UniPro Foodservice Member Principals, Directos of Purchasing and Refrigerated Buyers re Animal Care Certification Update - Fresh Egg Products (Endorsement)	402, 403, MIL, HS, 901	401; NHSP

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AGI	1475	09/17/2003	MOARK-IPP-0027491	MOARK-IPP-0027491	Email from L. Jackson to T. Weaver re Animal Care Certification Memo to UniPro Members	402, 403, MIL, HS, 901	401; NHSP
AGJ	635	11/03/05	MOARK0004466	MOARK0004467	11/3/2005 Email from M. Minkin to B. Hodges re Animal Care Certified Eggs	402, 403, HS, CUM	401; NHSP
AGK	1091	12/15/08	MOARK0000041	MOARK0000045	Draft California Post Prop 2, notes by Dave Cisneros	HS, 402, 403, 901	401; NHSP, 806
AGL	167	12/13/01	MPS-00047338	MPS-00047338	Summary of meeting with FMI - December 13, 2001	402, 403, HS	401; 803(6); NHSP
AGM	1331	01/00/03	MPS-00088071	MPS-00088096	Watt Poultry News for the Egg Industry Worldwide, January 2003, Vol. 108, No. 1	HS, 402, 403	401; NHSP
AGN	1147	03/04/11	MPS-00123729	MPS-00123730	Kroger Guidelines for RFQ	HS, 402, 403, 901 CUM, OSD	401; 803(6), NHSP
AGO	1416		MPS-00049440	MPS-00049440	Script of Bob Krouse's Speech re. UEP Animal Husbandry Guidelines	HS, 901	401; NHSP
AGP	1402		MPS-00087588	MPS-00087588	Kroger Animal Welfare Policy	402, 403, 901, HS	401; NHSP, 803(6)
AGQ	174	01/07/02	NL0003248	NL0003252	United Voices 01/07/02	402, 403, HS	See Reservation of Rights
AGR	390	08/14/03	NL0002214	NL0002215	Letter from J. Armstrong to K. Haley regarding Compassion Over Killing (COK) claims about the UEP Scientific Committee	402, 403, 901, HS	
AGS	485	07/30/04	NL002188	NL002189	Animal Care Certified Webpage	402, 403, 901, HS	401; NHSP
AGT	506	10/20/04	NL000792	NL000794	Minutes: Animal Welfare and Public Relations Committee Meeting Minutes - 10/04 - New Orleans	None	
AGU	755	08/24/06	NL00224383	NL0224383	Emails between M. Rust and R. Deffner re Ben & Jerry's drops egg supplier accused of mistreating animals	402, 403, HS	401; NHSP, 801(d)(1)
AGV	941	12/27/07	NL00838430	838431	Email from R. Deffner to G. Hinton re Information regarding the USDA Process Verified Program	901, 402, INC (attachment from USDA is missing), HS	401; NHSP, 801(d)(1)
AGW	307	11/26/02	NUCAL-08md2002-0000830	NUCAL-08md2002-0000843	Allan Rahn article: An Economic Perspective on the UEPs' Animal Husbandry Guidelines for U.S. Egg Laying Flocks	402, 403, HS	401; NHSP, 803(18)
AGX	499	10/04/04	NUCAL-08md2002-0001116	NUCAL-08md2002-0001116	10/4/2004 Letter from Armstrong to Bahan (UEP) re. backfilling	402, 403, 702, 901 HS	401; 701; NHSP, 801(d)(1)
AGY	640	11/15/05	NUCAL-08md2002-0024844	NUCAL-08md2002-0024847	11/15/2005 Letter of Agreement between NuCal Foods and Safeway Inc.	402, 403, 901, HS, CUM	401; NHSP
AGZ	1100	01/20/09	RWS 000000775	RWS 000000781	United Voices 01/20/09	HS, 402, 403, OSD	See Reservation of Rights
AHA	231	05/21/02	SF000138	SF000139	Memo from Garth Sparboe to Mike Tetmeyer and Matt Dougan re: United Egg Producers/Food Marketing Institute Animal Welfare Program	402, 403, HS	401; NHSP, 806
AHB	369	6/5/2003	SF123824	SF123825	Memo from Brian Joyer re: Animal Welfare (Schnell KS 492)	402, 403, 901, HS	401; NHSP
AHC	606	06/30/05	SF105935	SF105936	Email from Mark Friedow to Bob Sparboe and Beth Schnell re: ach program	402, 403, 901, HS	401, 801(d)(1); 803(1)
AHD	610	07/11/05	SF104542	SF104543	Email from M. Rust to M. Friedow re. July 4, 2005 Feedstuffs Article	402, 403, 901, HS	401; 801(d)(1), 806
AHE	1516	8/31/2005	SF087588	SF087591	Emails between G. Pickett and L. Regensburger re: Walmart's animal care requirements	MIL	402
AHF	1515	11/28/2005	SF087248	SF087249	Emails between G. Pickett and L. Regensburger re: Sparboe Farms and animal care program	MIL	402
AHG	757	08/25/06	SF104536	SF104537	Email from M. Rust to M. Friedow re Ben and Jerry's story on Wednesday concerning dropping Michaels as supplier	402, 403, HS	401; NHSP, 801(d)(1)
AHH	1163	11/16/11	SF124149	SF124156	Warning Letter from Department of Health and Human Services to B. Schnell and Sparboe Farms	HS, 402, 403, 901, OSD	401; 803(8)(A)(iii)
AHI	1184	02/24/13	SF124374	SF124377	AWG Product Specifications for Fresh Shell Eggs	402, 403, OSD, 901, CUM	401
AHJ	850	04/11/07	VFFI0159735	VFFI0159763	4/11/207 Evolution of the UEP Certified Program (4/11/2017)	901, HS, 402, 403	401; 803(6)

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AHK	1269	??/??/1997			European Union Council Directive 199974EC	402, 403	401; 801(d)(2), N403P
AHL	19	07/19/99			European Union Council Directive - Protection of Laying Hens	402, 403, 901, HS	401; 803(8)
AHM	109	01/31/01			2001 Washington State House Bill 1726 - Relating to the Treatment of Laying Hens	402, 403	401
AHN	1270	??/??/2006	Lusk Ex. 11	N/A	2006 N.J.A.C. 2 _ 8-4.4	402, 403, DUP	401
AHO	1271	??/??/2008	Lusk Ex. 12	N/A	2008 Cal Health & Saf Code _ 25990	402, 403, DUP	401
AHP	1272	??/??/2009	Lusk Ex. 17	N/A	2009 A.A.C. _ R3-2-907	402, 403, OSD, DUP	401
AHQ	1273	??/??/2010			2010 Cal Health & Saf Code _ 25995	402, 403, OSD	401
AHR	1274	??/??/2011	Lusk Ex. 14	N/A	2011 OAC Ann. 901 _ 12-9-03	402, 403, OSD, DUP	401
AHS	1275	??/??/2011	Lusk Ex. 15	N/A	2011 ORS _ 632.840	402, 403, OSD, DUP	401
AHT	1276	??/??/2011			2011 Rev. Code Wash. (ARCW) _ 69.25.065	402, 403, OSD	401
AHU	1277	??/??/2012	Lusk Ex. 16	N/A	OAR 604-018-0005	402, 403, 901, OSD, DUP	401
AHV	1180	1/23/2013			H.R. 3798	402, 403, OSD (2012 but incorrectly dated 2013)	401
AHW	1278	??/??/2015			2015 Mass. HB 3930	402, 403, OSD	401
AHX	1279	??/??/2016			MA Ballot Question	402, 403, OSD	401
AHY	1280	??/??/2019			2019 MI Enrolled Version	402, 403, OSD, MAR	401
AHZ	1171	02/10/12	Discussed in Lusk Deposition	N/A	2/10/2012 AHA Animal Welfare Standards for Layers-Enriched Colony Housing	DUP	Not DUP
AIA	1310	00/00/10	Lusk Ex. 3	N/A	Animal Welfare Newsletter 2010 - Consumer Preferences for farm animal welfare: results from a telephone survey of U.S. households	402, 403, HS, OSD, DUP	401; 803(18), NHSP
AIB	1334	01/00/13			Otto, et al., "Economic Importance of the Iowa Egg Industry" (January 2013)	HS, 402, 403, OSD	401; 803(18)
AIC	1498	00/00/2015	Lusk Ex. 13	N/A	Title 3. Food and Agriculture, Division 3. Economics, Chapter 1. Fruit and Vegetable Standardization, Subchapter 3. Eggs, Section 1350. Shell Egg Food Safety	402, 403, MIL, OSD	401
AID	4	01/11/99	UE0064559	UE0064562	United Voices 01/11/99	HS, 402, 403	See Reservation of Rights
AIE	5	01/25/99	UE0064553	UE0064555	United Voices 01/25/99	402, 403, HS	See Reservation of Rights
AIF	6	02/08/99	UE0064543	UE0064546	United Voices 02/08/99	402, 403, HS	See Reservation of Rights
AIG	7	02/22/99	UE0064537	UE0064539	United Voices 02/22/99	HS, 402, 403	See Reservation of Rights
AIH	9	03/08/99	UE0064529	UE0064532	United Voices 03/08/99	HS, 402, 403	See Reservation of Rights
AII	10	04/05/99	UE0064517	UE0064520	United Voices 04/05/99	HS, 402, 403	See Reservation of Rights
AIJ	11	04/19/99	UE0064509	UE0064514	United Voices 04/19/99	HS, 402, 403	See Reservation of Rights
AIK	14	05/24/99	UE0064494	UE0064497	United Voices 05/24/99	HS, 402, 403	See Reservation of Rights
AIL	16	06/21/99	UE0064478	UE0064485	United Voices 06/21/99	HS, 402, 403	See Reservation of Rights
AIM	18	07/19/99	UE0064464	UE0064467	United Voices 07/19/99	402, 403, HS	See Reservation of Rights
AIN	21	08/02/99	UE0064456	UE0064459	United Voices 08/02/99	HS	See Reservation of Rights

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AIO	22	08/16/99	UE0064448	UE0064451	United Voices 08/16/99	402, 403, HS	See Reservation of Rights
AIP	23	08/30/99	UE0064437	UE0064440	United Voices 08/30/99	402, 403, HS	See Reservation of Rights
AIQ	24	09/13/99	UE0064429	UE0064432	United Voices 09/13/99	402, 403, HS	See Reservation of Rights
AIR	25	09/27/99	UE0064421	UE0064424	United Voices 09/27/99	402, 403, HS	See Reservation of Rights
AIS	27	10/11/99	UE0064415	UE0064418	United Voices 10/11/99	402, 403, HS	See Reservation of Rights
AIT	29	10/25/99	UE0064410	UE0064413	United Voices 10/25/99	402, 403, HS	See Reservation of Rights
AIU	30	11/08/99	UE0064389	UE0064392	United Voices 11/08/99	402, 403, HS	See Reservation of Rights
AIV	31	11/22/99	UE0064399	UE0064402	United Voices 11/22/99	402, 403, HS	See Reservation of Rights
AIW	32	12/06/99	UE0064381	UE0064386	United Voices 12/06/99	402, 403, HS	See Reservation of Rights
AIX	33	12/20/99	UE0064372	UE0064376	United Voices 12/20/99	402, 403, HS	See Reservation of Rights
AIY	35	01/03/00	UE0065872	UE0065877	United Voices 01/03/00	402, 403, HS	See Reservation of Rights
AIZ	36	01/17/00	UE0065864	UE0065867	United Voices 01/17/00	402, 403, HS	See Reservation of Rights
AJA	37	01/31/00	UE0065858	UE0065861	United Voices 01/31/00	402, 403, HS	See Reservation of Rights
AJB	38	02/14/00	UE0245344	UE0245349	United Voices 02/14/00	402, 403, HS	See Reservation of Rights
AJC	39	03/20/00	UE0065833	UE0065840	United Voices 03/20/00	402, 403, HS	See Reservation of Rights
AJD	40	04/03/00	UE0065825	UE0065832	United Voices 04/03/00	402, 403, HS	See Reservation of Rights
AJE	42	04/17/00	UE0065808	UE0065811	United Voices 04/17/00	402, 403, HS	See Reservation of Rights
AJF	43	05/01/00	UE0245338	UE0245339	United Voices 05/01/00	402, 403, HS	See Reservation of Rights
AJG	45	05/08/00	UE0245325	UE0245326	United Voices 05/08/00	402, 403, HS	See Reservation of Rights
AJH	47	05/29/00	UE0245318	UE0245321	United Voices 05/29/00	402, 403, HS	See Reservation of Rights
AJI	48	06/12/00	UE0065769	UE0065772	United Voices 06/12/00	402, 403, HS	See Reservation of Rights
AJJ	49	06/26/00	UE0245307	UE0245308	United Voices 06/26/00	402, 403, HS	See Reservation of Rights
AJK	54	07/10/00	UE0245289	UE0245292	United Voices 07/10/00	402, 403, HS	See Reservation of Rights
AJL	55	07/24/00	UE0245281	UE0245282	United Voices 07/24/00	402, 403, HS	See Reservation of Rights
AJM	58	08/07/00	UE0245267	UE0245270	United Voices 08/07/00	402, 403, HS	See Reservation of Rights
AJN	61	08/21/00	UE0065721	UE0065722	United Voices 08/21/00	402, 403, HS	See Reservation of Rights
AJO	71	09/04/00	UE0245247	UE0245250	United Voices 09/04/00	402, 403, HS	See Reservation of Rights
AJP	76	09/18/00	UE0245243	UE0245244	United Voices 09/18/00	402, 403, HS	See Reservation of Rights
AJQ	78	10/02/00	UE0245227	UE0245230	United Voices 10/02/00	402, 403, HS	See Reservation of Rights

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AJR	80	10/23/00	UE0245223	UE0245224	United Voices 10/23/00	402, 403, HS	See Reservation of Rights
AJS	87	11/06/00	UE0065674	UE0065675	United Voices 11/06/00	402, 403, HS	See Reservation of Rights
AJT	94	11/20/00	UE0245215	UE0245216	United Voices 11/20/00	402, 403, HS	See Reservation of Rights
AJU	96	12/04/00	UE0245201	UE0245201	United Voices 12/04/00	402, 403, HS	See Reservation of Rights
AJV	99	12/18/00	UE0245193	UE0245196	United Voices 12/18/00	402, 403, HS	See Reservation of Rights
AJW	104	01/08/01	UE0135312	UE0135315	United Voices 01/08/01	402, 403, HS	See Reservation of Rights
AJX	107	01/22/01	UE0135292	UE0135295	United Voices 01/22/01	402, 403, HS	See Reservation of Rights
AJY	110	02/05/01	UE0135274	UE0135277	United Voices 02/05/01	402, 403, HS	See Reservation of Rights
AJZ	112	03/05/01	UE0135236	UE0135239	United Voices 03/05/01	402, 403, HS	See Reservation of Rights
AKA	114	03/19/01	UE0135218	UE0135221	United Voices 03/19/01	402, 403, HS	See Reservation of Rights
AKB	115	04/02/01	UE0135200	UE0135203	United Voices 04/02/01	402, 403, HS	See Reservation of Rights
AKC	119	04/16/01	UE0135180	UE0135183	United Voices 04/16/01	402, 403, HS	See Reservation of Rights
AKD	122	04/30/01	UE0135160	UE0135161	United Voices 04/30/01	402, 403, HS	See Reservation of Rights
AKE	124	05/14/01	UE0296535	UE0296538	United Voices 05/14/01	402, 403, HS	See Reservation of Rights
AKF	126	05/28/01	UE0135124	UE0135127	United Voices 05/28/01	402, 403, HS	See Reservation of Rights
AKG	129	06/11/01	UE0245067	UE0245068	United Voices 06/11/01	402, 403, HS	See Reservation of Rights
AKH	131	06/25/01	UE0135084	UE0135087	United Voices 06/25/01	402, 403, HS	See Reservation of Rights
AKI	137	07/09/01	UE0135060	UE0135063	United Voices 07/09/01	402, 403, HS	See Reservation of Rights
AKJ	138	07/23/01	UE0135044	UE0135047	United Voices 07/23/01	402, 403, HS	See Reservation of Rights
AKK	139	08/06/01	UE0135021	UE0135043	United Voices 08/06/01	402, 403, HS	See Reservation of Rights
AKL	144	08/20/01	UE0135011	UE0135016	United Voices 08/20/01	402, 403, HS	See Reservation of Rights
AKM	146	09/03/01	UE0134981	UE0134984	United Voices 09/03/01	402, 403, HS	See Reservation of Rights
AKN	149	09/17/01	UE0134962	UE0134965	United Voices 09/17/01	402, 403, HS	See Reservation of Rights
AKO	154	10/01/01	UE0134942	UE0134945	United Voices 10/01/01	402, 403, HS	See Reservation of Rights
AKP	155	10/15/01	UE0134924	UE0134927	United Voices 10/15/01	402, 403, HS	See Reservation of Rights
AKQ	160	10/29/01	UE0134902	UE0134908	United Voices 10/29/01	402, 403, HS	See Reservation of Rights
AKR	162	11/12/01	UE0134880	UE0134883	United Voices 11/12/01	402, 403, HS	See Reservation of Rights
AKS	164	12/03/01	UE0134861	UE0134864	United Voices 12/03/01	402, 403, HS	See Reservation of Rights
AKT	168	12/17/01	UE0134837	UE0134848	United Voices 12/17/01	402, 403, HS, MAR	See Reservation of Rights

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Appendix 9-2
Kraft Global Foods, Inc., et al. v. UEP, Inc., et al
Defendants' Trial Exhibits

Case No. 1:11-cv-08808

Exhibit Number	Initial Reference No.	Date	Beg Bates	End Bates	Descriptions	Plaintiffs' Objections	Basis for Admissibility
AKU	181	01/28/02	UE0135863	UE0135866	United Voices 01/28/02	402, 403, HS	See Reservation of Rights
AKV	182	02/11/02	UE0135851	UE0135854	United Voices 02/11/02	402, 403, HS	See Reservation of Rights
AKW	196	02/25/02	UE0135839	UE0135842	United Voices 02/25/02	402, 403, HS	See Reservation of Rights
AKX	199	03/11/02	UE0135830	UE0135833	United Voices 03/11/02	402, 403, HS	See Reservation of Rights
AKY	205	03/25/02	UE0135816	UE0135819	United Voices 03/25/02	402, 403, HS	See Reservation of Rights
AKZ	217	04/08/02	UE0135806	UE0135809	United Voices 04/08/02	HS, 402, 403	See Reservation of Rights
ALA	220	04/22/02	UE0135798	UE0135805	United Voices 04/22/02	HS, 402, 403	See Reservation of Rights
ALB	224	05/06/02	UE0135786	UE0135797	United Voices 05/06/02	402, 403, HS	See Reservation of Rights
ALC	243	06/03/02	UE0135779	UE0135782	United Voices 06/03/02	402, 403, HS	See Reservation of Rights
ALD	249	06/17/02	UE0135766	UE0135769	United Voices 06/17/02	402, 403, HS	See Reservation of Rights
ALE	261	07/01/02	UE0135751	UE0135754	United Voices 07/01/02	402, 403, HS	See Reservation of Rights
ALF	269	07/15/02	UE0135733	UE0135736	United Voices 07/15/02	402, 403, HS	See Reservation of Rights
ALG	271	07/29/02	UE0135717	UE0135726	United Voices 07/29/02	402, 403, HS	See Reservation of Rights
ALH	277	08/12/02	UE0135707	UE0135710	United Voices 08/12/02	402, 403, HS	See Reservation of Rights
ALI	287	08/26/02	UE0135698	UE0135701	United Voices 08/26/02	402, 403, HS	See Reservation of Rights
ALJ	289	09/09/02	UE0135682	UE0135685	United Voices 09/09/02	402, 403, HS	See Reservation of Rights
ALK	291	09/23/02	UE0069683	UE0069686	United Voices 09/23/02	402, 403, HS	See Reservation of Rights
ALL	295	10/07/02	UE0135664	UE0135667	United Voices 10/07/02	402, 403, HS	See Reservation of Rights
ALM	301	10/21/02	UE0135655	UE0135658	United Voices 10/21/02	402, 403, HS	See Reservation of Rights
ALN	303	11/04/02	UE0135645	UE0135648	United Voices 11/04/02	402, 403, HS	See Reservation of Rights
ALO	306	11/18/02	UE0135635	UE0135638	United Voices 11/18/02	402, 403, HS	See Reservation of Rights
ALP	308	12/02/02	UE0135619	UE0135622	United Voices 12/02/02	402, 403, HS	See Reservation of Rights
ALQ	313	12/16/02	UE0135609	UE0135612	United Voices 12/16/02	402, 403, HS	See Reservation of Rights
ALR	323	01/08/03	UE0135585	UE0135588	United Voices 01/08/03	402, 403, HS	See Reservation of Rights
ALS	327	01/30/03	UE0136358	UE0136361	United Voices 01/30/03	402, 403, HS	See Reservation of Rights
ALT	330	02/11/03	UE0135563	UE0135566	United Voices 02/11/03	402, 403, HS	See Reservation of Rights
ALU	336	02/26/03	UE0244839	UE0244842	United Voices 02/26/03	402, 403, HS	See Reservation of Rights
ALV	337	02/27/03	UE0136315	UE0136318	United Voices 02/27/03	402, 403, HS	See Reservation of Rights
ALW	345	03/12/03	UE0135543	UE0135546	United Voices 03/12/03	402, 403, HS	See Reservation of Rights

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Exhibit Number	Initial Reference No.	Date	Beg Bates	End Bates	Descriptions	Plaintiffs' Objections	Basis for Admissibility
ALX	349	03/26/03	UE0135530	UE0135533	United Voices 03/26/03	402, 403, HS	See Reservation of Rights
ALY	355	05/01/03	UE0135507	UE0135510	United Voices 05/01/03	402, 403, HS	See Reservation of Rights
ALZ	362	05/21/03	UE0136209	UE0136212	United Voices 05/21/03	402, 403, HS	See Reservation of Rights
AMA	368	06/04/03	UE0136174	UE0136177	United Voices 06/04/03	402, 403, HS	See Reservation of Rights
AMB	371	06/18/03	UE0135477	UE0135480	United Voices 06/18/03	402, 403, HS	See Reservation of Rights
AMC	376	07/02/03	UE0753395	UE0753407	United Voices 07/02/03	402, 403, HS	See Reservation of Rights
AMD	379	07/17/03	UE0071388	UE0071391	United Voices 07/17/03	402, 403, HS	See Reservation of Rights
AME	383	07/30/03	UE0136106	UE0136109	United Voices 07/30/03	402, 403, HS	See Reservation of Rights
AMF	391	08/14/03	UE0136085	UE0136088	United Voices 08/14/03	402, 403, HS	See Reservation of Rights
AMG	395	08/27/03	UE0875279	UE0875289	United Voices 08/27/03	402, 403, HS	See Reservation of Rights
AMH	397	09/11/03	UE0875297	UE0875304	United Voices 09/11/03	402, 403, HS	See Reservation of Rights
AMI	400	09/25/03	UE0136012	UE0136015	United Voices 09/25/03	402, 403, HS	See Reservation of Rights
AMJ	403	10/08/03	UE0135996	UE0135999	United Voices 10/08/03	402, 403, HS	See Reservation of Rights
AMK	412	10/31/03	UE0244670	UE0244673	United Voices 10/31/03	402, 403, HS	See Reservation of Rights
AML	414	11/12/03	UE0753377	UE0753385	United Voices 11/12/03	402, 403, HS	See Reservation of Rights
AMM	423	11/25/03	UE0135945	UE0135948	United Voices 11/25/03	402, 403, HS	See Reservation of Rights
AMN	432	12/10/03	UE0135922	UE0135925	United Voices 12/10/03	402, 403, HS	See Reservation of Rights
AMO	437	12/30/03	UE0135884	UE0135887	United Voices 12/30/03	402, 403, HS	See Reservation of Rights
AMP	441	01/15/04	UE0244610	UE0244613	United Voices 01/15/04	402, 403, HS	See Reservation of Rights
AMQ	456	02/04/04	UE0244603	UE0244606	United Voices 02/04/04	402, 403, HS	See Reservation of Rights
AMR	457	02/17/04	UE0244589	UE0244592	United Voices 02/17/04	402, 403, HS	See Reservation of Rights
AMS	461	03/04/04	UE0244581	UE0244584	United Voices 03/04/04	402, 403, HS	See Reservation of Rights
AMT	464	03/23/04	UE0072564	UE0072567	United Voices 03/23/04	402, 403, HS	See Reservation of Rights
AMU	465	04/08/04	UE0131941	UE0131944	United Voices 04/08/04	402, 403, HS	See Reservation of Rights
AMV	467	04/21/04	UE0131919	UE0131922	United Voices 04/21/04	402, 403, HS	See Reservation of Rights
AMW	470	05/06/04	UE0131897	UE0131900	United Voices 05/06/04	402, 403, HS	See Reservation of Rights
AMX	475	05/20/04	UE0131863	UE0131864	United Voices 05/20/04	402, 403, HS	See Reservation of Rights
AMY	478	06/02/04	UE0131851	UE0131854	United Voices 06/02/04	402, 403, HS	See Reservation of Rights
AMZ	480	06/17/04	UE0072498	UE0072501	United Voices 06/17/04	402, 403, HS	See Reservation of Rights

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Exhibit Number	Initial Reference No.	Date	Beg Bates	End Bates	Descriptions	Plaintiffs' Objections	Basis for Admissibility
ANA	482	06/30/04	UE0131810	UE0131813	United Voices 06/30/04	402, 403, HS	See Reservation of Rights
ANB	483	07/16/04	UE0246147	UE0246154	United Voices 07/16/04	402, 403, HS	See Reservation of Rights
ANC	484	07/28/04	UE0131771	UE0131774	United Voices 07/28/04	402, 403, HS	See Reservation of Rights
AND	489	08/12/04	UE0072463	UE0072466	United Voices 08/12/04	402, 403, HS	See Reservation of Rights
ANE	494	09/02/04	UE0246121	UE0246124	United Voices 09/02/04	402, 403, HS	See Reservation of Rights
ANF	496	09/15/04	UE0246114	UE0246117	United Voices 09/15/04	402, 403, HS	See Reservation of Rights
ANG	497	09/29/04	UE0131721	UE0131722	United Voices 09/29/04	402, 403, HS	See Reservation of Rights
ANH	508	10/29/04	UE0131693	UE0131696	United Voices 10/29/04	402, 403, HS	See Reservation of Rights
ANI	512	11/11/04	UE0246077	UE0246080	United Voices 11/11/04	402, 403, HS	See Reservation of Rights
ANJ	518	11/23/04	UE0368631	UE0368636	United Voices 11/23/04	402, 403, HS	See Reservation of Rights
ANK	524	12/10/04	UE0072400	UE0072401	United Voices 12/10/04	402, 403, HS	See Reservation of Rights
ANL	527	12/20/04	UE0246061	UE0246064	United Voices 12/20/04	402, 403, HS	See Reservation of Rights
ANM	532	01/05/05	UE0214052	UE0214055	United Voices 01/05/05	402, 403, HS	See Reservation of Rights
ANN	535	01/20/05	UE0214045	UE0214048	United Voices 01/20/05	402, 403, HS	See Reservation of Rights
ANO	545	02/03/05	UE0214033	UE0214036	United Voices 02/03/05	402, 403, HS	See Reservation of Rights
ANP	552	02/17/05	UE0214022	UE0214025	United Voices 02/17/05	402, 403, HS	See Reservation of Rights
ANQ	558	03/03/05	UE0214012	UE0214015	United Voices 03/03/05	402, 403, HS	See Reservation of Rights
ANR	559	03/17/05	UE0214005	UE0214008	United Voices 03/17/05	402, 403, HS	See Reservation of Rights
ANS	564	04/01/05	UE0213996	UE0213999	United Voices 04/01/05	402, 403, HS	See Reservation of Rights
ANT	567	04/14/05	UE0213989	UE0213992	United Voices 04/14/05	402, 403, HS	See Reservation of Rights
ANU	577	05/02/05	UE0213980	UE0213983	United Voices 05/02/05	402, 403, HS	See Reservation of Rights
ANV	582	05/12/05	UE0213971	UE0213974	United Voices 05/12/05	402, 403, HS	See Reservation of Rights
ANW	587	05/25/05	UE0213960	UE0213963	United Voices 05/25/05	402, 403, HS	See Reservation of Rights
ANX	598	06/09/05	UE0213953	UE0213956	United Voices 06/09/05	402, 403, HS	See Reservation of Rights
ANY	602	06/23/05	UE0213944	UE0213947	United Voices 06/23/05	402, 403, HS	See Reservation of Rights
ANZ	608	07/08/05	UE0213937	UE0213940	United Voices 07/08/05	402, 403, HS	See Reservation of Rights
AOA	615	07/21/05	UE0213930	UE0213933	United Voices 07/21/05	402, 403, HS	See Reservation of Rights
AOB	618	08/22/05	UE0213914	UE0213917	United Voices 08/22/05	402, 403, HS	See Reservation of Rights
AOC	624	09/08/05	UE0213904	UE0213907	United Voices 09/08/05	402, 403, HS	See Reservation of Rights

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Exhibit Number	Initial Reference No.	Date	Beg Bates	End Bates	Descriptions	Plaintiffs' Objections	Basis for Admissibility
AOD	625	09/22/05	UE0213898	UE0213901	United Voices 09/22/05	402, 403, HS	See Reservation of Rights
AOE	628	10/17/05	UE0245880	UE0245885	United Voices 10/17/05	402, 403, HS	See Reservation of Rights
AOF	632	10/27/05	UE0213877	UE0213880	United Voices 10/27/05	402, 403, HS	See Reservation of Rights
AOG	636	11/10/05	UE0132097	UE0132100	United Voices 11/10/05	402, 403, HS	See Reservation of Rights
AOH	646	12/14/05	UE0213856	UE0213859	United Voices 12/14/05	402, 403, HS	See Reservation of Rights
AOI	649	12/28/05	UE0665344	UE0665349	United Voices 12/28/05	402, 403, HS	See Reservation of Rights
AOJ	654	01/11/06	UE0213834	UE0213837	United Voices 01/11/06	402, 403, HS	See Reservation of Rights
AOK	669	02/03/06	UE0245761	UE0245766	United Voices 02/03/06	402, 403, HS	See Reservation of Rights
AOL	674	02/15/06	UE0133704	UE0133707	United Voices 02/15/06	402, 403, HS	See Reservation of Rights
AOM	680	02/28/06	UE0133696	UE0133699	United Voices 02/28/06	402, 403, HS	See Reservation of Rights
AON	689	03/16/06	UE0133676	UE0133679	United Voices 03/16/06	402, 403, HS	See Reservation of Rights
AOO	696	03/30/06	UE0213791	UE0213794	United Voices 03/30/06	402, 403, HS	See Reservation of Rights
AOP	704	04/13/06	UE0133640	UE0133643	United Voices 04/13/06	402, 403, HS	See Reservation of Rights
AOQ	717	05/10/06	UE0133596	UE0133599	United Voices 05/10/06	402, 403, HS	See Reservation of Rights
AOR	721	05/24/06	UE0213748	UE0213751	United Voices 05/24/06	402, 403, HS,	See Reservation of Rights
AOS	728	06/07/06	UE0133562	UE0133565	United Voices 06/07/06	402, 403, HS	See Reservation of Rights
AOT	734	06/23/06	UE0074586	UE0074589	United Voices 06/23/06	402, 403, HS	See Reservation of Rights
AOU	738	07/06/06	UE0133520	UE0133523	United Voices 07/06/06	402, 403, HS	See Reservation of Rights
AOV	742	07/18/06	UE0133506	UE0133509	United Voices 07/18/06	402, 403, HS	See Reservation of Rights
AOW	746	08/03/06	UE0133488	UE0133491	United Voices 08/03/06	402, 403, HS	See Reservation of Rights
AOX	752	08/17/06	UE0213700	UE0213703	United Voices 08/17/06	402, 403, HS	See Reservation of Rights
AOY	761	09/06/06	UE0133466	UE0133469	United Voices 09/06/06	402, 403, HS	See Reservation of Rights
AOZ	777	09/21/06	UE0213685	UE0213688	United Voices 09/21/06	HS, 402, 403	See Reservation of Rights
APA	781	10/05/06	UE0213671	UE0213674	United Voices 10/05/06	HS, 402 , 403	See Reservation of Rights
APB	790	10/23/06	UE0213659	UE0213662	United Voices 10/23/06	HS, 402, 403	See Reservation of Rights
APC	794	11/01/06	UE0133380	UE0133383	United Voices 11/01/06	HS, 402, 403	See Reservation of Rights
APD	798	11/16/06	UE0213642	UE0213645	United Voices 11/16/06	HS, 402, 403	See Reservation of Rights
APE	813	12/18/06	UE0213617	UE0213620	United Voices 12/18/06	HS, 402, 403	See Reservation of Rights
APF	819	01/04/07	UE0213607	UE0213610	United Voices 01/04/07	HS, 402, 403	See Reservation of Rights

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APG	821	01/18/07	UE0245553	UE0245556	United Voices 01/18/07	HS, 403, 403	See Reservation of Rights
APH	830	02/02/07	UE0133262	UE0133265	United Voices 02/02/07	HS, 402, 403	See Reservation of Rights
API	837	02/14/07	UE0245470	UE0245473	United Voices 02/14/07	HS, 402, 403	See Reservation of Rights
APJ	840	03/02/07	UE0213577	UE0213580	United Voices 03/02/07	HS, 402, 403	See Reservation of Rights
APK	841	03/14/07	UE0133214	UE0133217	United Voices 03/14/07	HS, 402, 403	See Reservation of Rights
APL	844	03/28/07	UE0213561	UE0213564	United Voices 03/28/07	HS, 402, 403	See Reservation of Rights
APM	848	04/10/07	UE0213555	UE0213558	United Voices 04/10/07	HS, 402, 403	See Reservation of Rights
APN	853	04/26/07	UE0213547	UE0213550	United Voices 04/26/07	HS, 402, 403	See Reservation of Rights
APO	860	05/10/07	UE0133153	UE0133156	United Voices 05/10/07	HS, 402, 403	See Reservation of Rights
APP	862	05/23/07	UE0213525	UE0213528	United Voices 05/23/07	HS, 402, 403	See Reservation of Rights
APQ	872	06/07/07	UE0133109	UE0133112	United Voices 06/07/07	HS, 402, 403	See Reservation of Rights
APR	880	06/22/07	UE0133089	UE0133092	United Voices 06/22/07	HS, 402, 403	See Reservation of Rights
APS	890	07/09/07	UE0213497	UE0213500	United Voices 07/09/07	HS, 402, 403	See Reservation of Rights
APT	892	07/17/07	UE0213491	UE0213494	United Voices 07/17/07	HS, 402, 403	See Reservation of Rights
APU	894	08/01/07	UE0213482	UE0213485	United Voices 08/01/07	HS, 402, 403	See Reservation of Rights
APV	899	08/17/07	UE0213475	UE0213478	United Voices 08/17/07	HS, 402, 403	See Reservation of Rights
APW	903	09/04/07	UE0213467	UE0213470	United Voices 09/04/07	HS, 402, 403	See Reservation of Rights
APX	911	09/26/07	UE0213459	UE0213462	United Voices 09/26/07	HS, 402, 403	See Reservation of Rights
APY	920	10/10/07	UE0213455	UE0213458	United Voices 10/10/07	HS, 402, 403	See Reservation of Rights
APZ	929	10/26/07	UE0132966	UE0132969	United Voices 10/26/07	HS, 402, 403	See Reservation of Rights
AQA	931	11/19/07	UE0213434	UE0213437	United Voices 11/19/07	HS, 402, 403	See Reservation of Rights
AQB	933	11/30/07	UE0213425	UE0213428	United Voices 11/30/07	402, 403, HS	See Reservation of Rights
AQC	938	12/13/07	UE0213419	UE0213422	United Voices 12/13/07	HS, 402, 403	See Reservation of Rights
AQD	948	01/03/08	UE0619780	UE0619789	United Voices 01/03/08	HS, 402, 403	See Reservation of Rights
AQE	951	01/16/08	UE0213397	UE0213400	United Voices 01/16/08	402, 403, HS	See Reservation of Rights
AQF	963	01/31/08	UE0245366	UE0245369	United Voices 01/31/08	HS, 402, 403	See Reservation of Rights
AQG	966	02/13/08	UE0213378	UE0213381	United Voices 02/13/08	HS, 402, 403.	See Reservation of Rights
AQH	968	02/28/08	UE0213372	UE0213375	United Voices 02/28/08	HS, 402, 403	See Reservation of Rights
AQI	971	03/14/08	UE0213364	UE0213367	United Voices 03/14/08	HS, 402, 403	See Reservation of Rights

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Exhibit Number	Initial Reference No.	Date	Beg Bates	End Bates	Descriptions	Plaintiffs' Objections	Basis for Admissibility
AQJ	978	03/28/08	UE0245380	UE0245383	United Voices 03/28/08	HS, 402, 403	See Reservation of Rights
AQK	982	04/10/08	UE0213350	UE0213353	United Voices 04/10/08	HS, 402, 403	See Reservation of Rights
AQL	989	04/24/08	UE0213340	UE0213343	United Voices 04/24/08	HS, 403, 402	See Reservation of Rights
AQM	998	05/09/08	UE0213334	UE0213337	United Voices 05/09/08	HS, 402, 403	See Reservation of Rights
AQN	999	05/20/08	UE0213327	UE0213330	United Voices 05/20/08	HS, 402, 403	See Reservation of Rights
AQO	1012	06/03/08	UE0301278	UE0301281	United Voices 06/03/08	HS, 402, 403	See Reservation of Rights
AQP	1021	07/01/08	UE0213304	UE0213307	United Voices 07/01/08	402, 403, HS	See Reservation of Rights
AQQ	1027	07/15/08	UE0213295	UE0213298	United Voices 07/15/08	402, 403, HS	See Reservation of Rights
AQR	1030	07/31/08	UE0213283	UE0213286	United Voices 07/31/08	HS, 402, 403	See Reservation of Rights
AQS	1043	08/15/08	UE0213277	UE0213280	United Voices 08/15/08	HS, 402, 403	See Reservation of Rights
AQT	1046	09/02/08	UE0244550	UE0244553	United Voices 09/02/08	HS, 402, 403	See Reservation of Rights
AQU	1053	09/18/08	UE0213271	UE0213274	United Voices 09/18/08	HS, 402, 403	See Reservation of Rights
AQV	1060	10/01/08	UE0301211	UE0301214	United Voices 10/01/08	HS, 402, 403	See Reservation of Rights
AQW	1068	10/27/08	UE0305420	UE0305423	United Voices 10/27/08	HS, 402, 403	See Reservation of Rights
AQX	1074	11/11/08	UE0153526	UE0153529	United Voices 11/11/08	HS, 402, 403	See Reservation of Rights
AQY	1079	11/25/08	UE0244527	UE0244530	United Voices 11/25/08	HS, 402, 403	See Reservation of Rights
AQZ	1282	00/00/00			ALF Website Printout - History 2000	HS, 402, 403	401; NHSP
ARA	70	09/01/00			Purdue News - McDonald's and egg producers say the chicken comes first	402, 403, 901, HS	401; NHSP
ARB	1308	00/00/09			Market News and Transportation Data - Inline and Offline Shell Eggs Broken Under Federal Inspection in the U.S. by Year 2009 - 2014	HS, 402, 403, OSD	401; 803(17)
ARC	1164	11/18/11			ABC News Investigation: Inside Egg "Factory Farm" available at http://abcnews.go.com/2020/video/investigation-inside-egg-factory-farm-animal-rights-group-video-unsanitary-conditions-2020-14987723 and https://www.youtube.com/watch?v=DrTYfZAv0eY	HS, 402, 403, 901, OSD	401; NHSP, 806
ARD	1165	11/22/2011			The Denver Channel, Egg Farm Backs off Spokesman's Cruelty Video 'Staged' Claim (Schnell KS 510)	HS, 402, 403, OSD	401; NHSP, 806
ARE	1344	04/00/04			Chicken and Eggs Final Estimates 1998-2002, April 2004	None	
ARF	1341	03/00/09			USDA Chicken and Eggs Final Estimates 2003-2007, March 2009	None	
ARG	1359	09/00/14			Chicken and Eggs Final Estimates 2008-2012, September 2014	None	
ARH	1436				American Egg Board, History of Egg Production, available at http://www.aeb.org/farmers-andmarketers/history-of-egg-production	402, 901, HS, OSD, MAR	401; 901(b)(1); NHSP
ARI	500	10/4/2004	UC_E00052448	UC_E00052448	Email from J. Armstrong to Scientific Advisory Committee re: Letter for Review (Armstrong 30)	402, 403, HS	401; NHSP, 801(d)(1)
ARJ	17	07/12/99			Cooperative Extension: An Egg Economics Update, University of California, Number 217, July 12, 1999 (Bell Dep. Ex. 29)	None	

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Appendix 9-2
Kraft Global Foods, Inc., et al. v. UEP, Inc., et al
Defendants' Trial Exhibits

Case No. 1:11-cv-08808

Exhibit Number	Initial Reference No.	Date	Beg Bates	End Bates	Descriptions	Plaintiffs' Objections	Basis for Admissibility
ARK	34	12/22/99	BELL004041	BELL004042	Email from D. Bell to Animal Welfare Committee re: Cage Density Letter	None	
ARL	1483	01/01/2003	N/A	N/A	DMSJ Ex. 262	402, 403, MIL, HS	
ARM	1227	3/13/2015			Summary: Burtis Chart G: Michael Foods Gross Margin as a Percent of Sales vs. Urner Barry Egg Price	[RESERVED]	
ARN	1228	3/13/2015			Summary: Burtis Chart F: Michael Foods' Increase in Units Sold by Channel 2000-2008	[RESERVED]	
ARO	1229	3/13/2015			Summary: Burtis Exhibit 8.5: Average Revenue Per Pound Dried Egg Products Compared to Urner Barry Index and Corn Price per Bushel	[RESERVED]	
ARP	1230	3/13/2015			Summary: Burtis Chart H: Michael Foods' Purchases of Liquid Egg in 2008 by Contract Type	[RESERVED]	
ARQ	1231	3/13/2015			Summary: Burtis Chart C: Shell Egg Defendant Sales	[RESERVED]	
ARR	1232	3/13/2015			Summary: Burtis Exhibit 8.6 Average Revenue Per Pound Frozen Egg Products Compared to Urner Barry Index and Corn Price per Bushel	[RESERVED]	
ARS	1233	3/13/2015			Summary: Burtis Exhibit 8.2: Average Revenue Per Pound Precooked Egg Products Compared to Urner Barry Index and Corn Price per Bushel	[RESERVED]	
ART	1234	3/13/2015			Summary: Burtis Exhibit 8.7: Average Revenue Per Pound SSL Egg Products Compared to Urner Barry Index and Corn Price per Bushel	[RESERVED]	
ARU	1235	3/13/2015			Summary: Burtis Exhibit 8.3: Average Revenue Per Pound Hard Cooked Egg Products Compared to Urner Barry Index and Corn Price per Bushel	[RESERVED]	
ARV	1236	3/13/2015			Summary: Burtis Chart B: Customers Generally Purchase Either Shell Eggs or Processed Egg Products	[RESERVED]	
ARW	1237	3/13/2015			Summary: Burtis Exhibit 8.4: Average Revenue Per Pound Low/No Cholesterol Egg Products Compared to Urner Barry Index and Corn Price per Bushel	[RESERVED]	
ARX	1238	3/13/2015			Summary: Burtis Exhibit 8.1: Average Revenue Per Pound ESL Egg Products Compared to Urner Barry Index and Corn Price per Bushel	[RESERVED]	
ARY	1239	3/13/2015			Summary: Burtis Exhibit 6: Michael Foods' Egg Supply 1998-2009	[RESERVED]	
ARZ	1240	3/13/2015			Summary: Burtis Chart D: Quarterly EBITDA and Shell Egg Price Comparison Michael Foods and Cal-Maine Foods 2001-2008	[RESERVED]	
ASA	1241	3/13/2015			Summary: Burtis Exhibit 5: Michael Foods Annual Retail Revenue	[RESERVED]	
ASB	1242	3/13/2015			Summary: Burtis Chart E: Michael Foods Egg Division Sales (2008)	[RESERVED]	
ASC	1243	3/13/2015			Summary: Burtis Exhibit 1: Michael Foods Annual Revenue by Channel	[RESERVED]	
ASD	1244	3/13/2015			Summary: Burtis Exhibit 2: Michael Foods Annual Units Sold by Channel	[RESERVED]	
ASE	1245	3/13/2015			Summary: Burtis Chart A: Michael Foods Sales of Shell Eggs and Egg Products 2000-2008	[RESERVED]	
ASF	1246	3/13/2015			Summary: Burtis Exhibit 4: Michael Foods Annual Food Ingredient Revenue	[RESERVED]	
ASG	1247	3/13/2015			Summary: Burtis Exhibit 3: Michael Foods Annual Foodservice Revenue	[RESERVED]	
ASH	1248	3/13/2015			Summary: Burtis Exhibit 7: Regression of Average Sales per Unit on Lagged Egg and Grain Cost	[RESERVED]	
ASI	1438				Summary: Rose Acre Flock Growth	Cannot locate; objection reserved	All applicable bases
ASJ	1439				Summary: Rose Acre Egg Production	Cannot locate; objection reserved	All applicable bases

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Appendix 9-2
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Defendants' Trial Exhibits

Case No. 1:11-cv-08808

Exhibit Number	Initial Reference No.	Date	Beg Bates	End Bates	Descriptions	Plaintiffs' Objections	Basis for Admissibility
ASK	1440				Summary: Net Sales Rose Acre Farms and Certain Buyers 2000-2012	Cannot locate; objection reserved	All applicable bases
ASL	1441				Summary: Egg Producer Involvement in UEP	Cannot locate; objection reserved	All applicable bases
ASM	1442				Summary: Plaintiffs and Affiliates	Cannot locate; objection reserved	All applicable bases
ASN	1443				Summary: Shell Egg Purchases for Breaking Operations	Cannot locate; objection reserved	All applicable bases
ASO	1444				Summary: US Per Capita Egg Availability	Cannot locate; objection reserved	All applicable bases
ASP	1445				Summary: Whole Shell Eggs Price	Cannot locate; objection reserved	All applicable bases
ASQ	1446				Summary: US Laying Flock & Shell Egg Production	Cannot locate; objection reserved	All applicable bases
ASR	1447				Summary: Adjusted US Egg Exports	Cannot locate; objection reserved	All applicable bases
AST	1448				Summary: Rose Acre Expansion (Acquisition and New Builds)	Cannot locate; objection reserved	All applicable bases
ASU	1449				Summary: Rose Acre Expansion (Remodels & Additions to Existing Facilities)	Cannot locate; objection reserved	All applicable bases
ASV	1509				Summary: National and State-level Flock Growth	[RESERVED]	All applicable bases
ASW	1510				Summary: UEP Membership	[RESERVED]	All applicable bases
ASX	RESERVE				Any exhibit listed by the Plaintiffs.	Objection reserved	
ASY	RESERVE				Any deposition exhibits incorporated in the initial deposition designations served on 07/22/22 that are not otherwise identified herein.	Objection reserved	
ASZ	RESERVE				Any deposition exhibits incorporated or referenced in Defendants' deposition designations that are not otherwise identified herein.	Objection reserved	
ATA	RESERVE				Any document or data turned over or identified in any report written by any expert on either Plaintiffs' or Defendants' witness list.	Objection reserved	
ATB	RESERVE				Summary exhibits to be created or identified by any Defendant.	Objection reserved	